ORDINANCES

OF THE

COMMON COUNCIL

OF

THE CITY OF TRENTON,

PASSED SINCE MAY 25, 1847;

WITH THE

ACTS OF THE LEGISLATURE

RELATIVE TO SAID CITY,

PASSED SINCE 1847.

TRENTON:
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REMOTE STORAGE

FURTHER SUPPLEMENTS

TO THE

BOOKSTACKS OFFICE

CHARTER OF THE CITY OF TRENTON.

A further supplement to the act entitled, "An act to incorporate the city of Trenton," passed the seventh day of March, eighteen hundred and thirty-seven.

Approved February 28, 1849.

Common council not to borrow money, unless authorized by ordinance.

1. Be it enacted *by the Senate and General Assembly of the State of New Jersey*, That the common council of the city of Trenton shall not have power to borrow any sum or sums of money hereafter on the credit of the said city, unless the same shall be authorized by an ordinance of said city for some single object or work, to be distinctly specified therein; which ordinance shall provide the ways and means, exclusive of loans, to pay the interest of such debt or liability as it falls due, and also to pay and discharge the principal of such debt or liability within five years from the time of the contracting thereof, and shall be irrepealable until such debt or liability, and the interest thereon, are fully paid and discharged; and no such ordinance shall take effect until it shall, at an annual election, have been submitted to the people of said city, and have received the sanction of a majority of all the votes cast for and against it at such election: and all money to be raised by the authority of such ordinance shall he applied only to the specific object stated therein, and the payment of the debt thereby created.

Final passage of ordinances.

2. *And be it enacted*, That no ordinance shall be finally passed by the common council, until a subsequent meeting to that at which it may be introduced.

3. *And be it enacted*, That so much of the twenty-fifth section

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Part of former act repealed.

of the act to which this is a supplement as is contrary to this act be and the same is hereby repealed.

Former supplement repealed.

4. *And be it enacted*, That an act entitled, "A further supplement to the act entitled, an act to incorporate the city of Trenton," passed March seventh, eighteen hundred and forty-four, be and the same is hereby repealed.

5. *And be it enacted*, That this act shall take effect immediately.

A further supplement to the act entitled, "An act to incorporate the city of Trenton," passed the seventh day of March, eighteen hundred and thirty-seven.

Approved March 6, 1850.

Assessment of taxes, how to be made.

1. Be it enacted *by the Senate and General Assembly of the State of New Jersey*, That in all cases where the state and county taxes to be collected in said city, in any year, shall be directed by the common council to be assessed and collected before the proportion or quota of the said taxes to be levied and collected in the said city for such year shall be adjusted and fixed as prescribed by law, it shall be the duty of the assessors of the said city, in making their assessments, to assess the amount of taxes adjusted and fixed as the quota of the said city for the last preceding year; which assessment, so made, shall be as valid and effectual in law as if made after the proportion or quota of tax to be levied and collected in the said city for the current year had been adjusted and fixed as prescribed by law; and in case of any deficiency in the amount of taxes so assessed, it shall be lawful for the common council to direct the amount of such deficiency to be added to the amount required to be assessed and levied for the next or other subsequent year; *provided*, that nothing herein contained shall be construed to relieve the said city from the obligation imposed, or to be imposed by law, to pay the amount of state and county taxes required to be levied and collected in the said city in each year; *and provided also*, that the ward collectors of said city shall pay over to the collector of the county of Mercer the proportion of state and county taxes directed to be assessed and levied in said city at the time and under the penalty or penalties that are or may be specified and prescribed by law in regard to the collectors of the several townships of this state.

2. *And be it enacted*, That it shall be the duty of the assessors

of said city to include the state and county taxes, and also all taxes assessed for city purposes, in one and the same duplicate or assessment; and the assessors, for making such duplicate or assessment, and the collectors, for performing the duties required of them by law in relation thereto, shall be entitled to receive such compensation as the common council may from time to time by ordinance direct. Compensation to assessor and collector.

3. *And be it enacted,* That the clerk of said city shall be elected annually by the common council. Repealed and re-enacted.

4. *And be it enacted,* That the number of constables to be elected in each ward of said city shall be determined from time to time by the common council. Constables.

5. *And be it enacted,* That all vacancies that may occur in any of the offices which are elective by the electors of said city, except members of common council, may be filled by the common council. Vacancies, how supplied.

6. *And be it enacted,* That whenever they shall deem it necessary, the common council may establish a board of health in said city, to consist of as many members as the council may determine; said board shall continue in office until dissolved by their own resolution or the resolution of the common council; said board shall have full power to take such measures, and to make and publish all such orders for the preservation of the public health as they may deem best calculated to promote that end; and any person who shall refuse to comply with any such order, or who shall oppose, hinder, obstruct, or discourage a compliance with any such order by any other person or persons, shall be deemed guilty of a misdemeanor, and on conviction thereof shall be fined any sum not exceeding five hundred dollars, or be imprisoned at hard labor for any term not exceeding two years, or both, at the discretion of the court before whom said conviction may be had. Board of health may be established.

7. *And be it enacted,* That the common council of said city shall have authority, from time to time, to take one or more loans on the credit of the city, for the purpose of paying or consolidating such of the indebtedness of said city as existed on the first day of January, in the year of our Lord one thousand eight hundred and forty-nine, and to such loans the provisions of the first section of the supplement to the act incorporating said city, approved the twenty-eighth day of February, in the year of our Lord one thousand eight hundred and forty-nine, shall not apply; but this section shall not apply to loans to be taken for any other purpose. Common council authorized to take loans.

8. *And be it enacted,* That the assessment provided for in the supplement to the act to incorporate said city, approved the nineteenth day of February, in the year of our Lord one thousand eight Assessment of 1847.

hundred and forty-seven, shall be binding and conclusive according to the provisions of said act, unless one half of the persons upon whom the same may be made, their guardians or legal representatives, shall file their refusal according to the provisions of said act.

Part of former act repealed.

9. *And be it enacted,* That the eighth section of the act referred to in the foregoing section be and the same is hereby repealed.

Aldermen, how elected.

10. *And be it enacted,* That aldermen shall not hereafter be elected from the city at large, but one alderman shall, at the annual ward elections, be elected in each ward, who shall be a resident of said ward, and shall hold his office for the term of one year.

Part of former act repealed.

11. *And be it enacted,* That anything in the act to which this is a supplement, or in any of the supplements to said act which comes within the purview of this act, be and the same is hereby repealed.

12. *And be it enacted,* That this act shall take effect immediately.

An additional supplement to the act entitled, "An act to incorporate the city of Trenton," passed the seventh day of March, in the year of our Lord eighteen hundred and thirty-seven.

Approved March 18, 1851.

Grading and paving sidewalks.

1. Be it enacted *by the Senate and General Assembly of the State of New Jersey,* That it shall be lawful for the common council of the said city to pass ordinances for the levelling, grading, curbing, paving, repaving, flagging, or gravelling sidewalks, in any street or streets of said city, by the owners or occupants of lots, alleys, or passage ways fronting on or adjoining such street or streets; and to appoint one or more discreet and skilful person or persons to superintend the said work; and to prescribe the manner in which, and the materials with which the same shall be performed; and to enforce such ordinances, by enacting penalties for non-compliance therewith, to be sued for and recovered, with costs of suit, in an action of debt, by and in the name of the treasurer of the said city, for the use of the city, before any justice of the peace thereof, or any other court having cognizance of the same.

2. *And be it enacted,* That if the owner or owners of any lot, alley, or passage way, in front whereof the sidewalks shall, by any

ordinance of the common council, be directed to be levelled, graded, curbed, paved, repaved, flagged, or gravelled, shall neglect to comply with such ordinance for the space of one month from the time of its passage, it shall be lawful for the common council to cause the same to be done under the direction and superintendence of such officer or officers, or person or persons, as they may designate for that purpose, and the expense thereof, certified and sworn or affirmed to by said officer or officers, person or persons, and filed with the city clerk, shall be and remain a lien upon said lot until the same shall have been paid and satisfied, and shall have priority to any recognizance, mortgage, judgment, debt, obligation, or responsibility which the said lot may become liable to from and after the passage of this act; and to enforce the payment of said expenses, the common council may, at their option, either bring an action on the case in any court of competent jurisdiction, in the name of the treasurer of said city, against the owner or owners of such lot, for so much money laid out and expended by them for the use of such owner or owners, and declare generally and give the special matter in evidence, and recover said expenses, with costs; or, having first advertised in two of the newspapers published in said city for the space of two months, once at least in each week, giving notice of the time and place of sale, together with a particular description of the lot, and specifying the amount of money so laid out and expended on the same, may, at such time and place, sell at public sale the said lot, for the lowest term of years at which any person shall agree to take the same, and pay said expenses and such other expenses as may be incurred by said advertisement and sale; and thereupon the mayor of said city, at the request of said common council, may give a declaration of sale to the purchaser thereof under the common seal of said city; and such purchaser, his or her executors, administrators, or assigns, by virtue thereof and of this act, shall lawfully hold and enjoy the same for his and their proper use until his or her term be fully completed and ended, and be at liberty to remove all the buildings and materials which he or they shall erect or place thereon; but he or they shall leave said premises, at the expiration of the term, in as good order and condition as they were at the beginning thereof, natural wear and tear only excepted, and shall pay and discharge all taxes which shall be legally assessed thereon during the continuance of said term; if the owner or owners, mortgagee or mortgagees, of said lot shall, within one year after such sale, pay to the said purchaser, his executors, administrators, or assigns the amount

Proceedings in case of neglect or refusal to pave, &c.

of money so by him paid to the city, with the amount paid for any fences erected, constructed, or made thereon, with twelve per cent. interest, then the said owner or owners, mortgagee or mortgagees, as the case may be, shall be entitled to re-enter and repossess the said lot in the same manner, to all intents, as if such sale had not been made.

Tenant may recover from landlord.

3. *And be it enacted,* That if the tenant of any lot within the said city shall cause the sidewalk in front thereof to be levelled, graded, curbed, paved, repaved, flagged, or gravelled, in obedience to such ordinance, at his own expense, it shall be lawful for him to deduct the same out of the rent, or to recover the same from the landlord or owner, or his legal representatives, with interest and cost, in an action on the case in any court in this state having cognizance thereof, for so much money by him paid, laid out, and expended to and for his and their use; *provided,* that nothing in this act shall affect any contract or agreement, made or to be made, between landlord and tenant respecting such charges or expenses.

Proviso.

Actions to be brought in name of treasurer.

4. *And be it enacted,* That in all actions to be brought for the recovery of any penalty created or imposed by any ordinance made and passed, or that may be made and passed by said common council, may be brought and prosecuted in the name of "the Treasurer of the city of Trenton," without specifying the individual name of the treasurer of said city for the time being; and that no such suit shall abate by reason of any change of the person holding such office.

Book of records to be evidence.

5. *And be it enacted,* That the book of records of the ordinances of said common council, and the printed volume or pamphlet ordinances printed and published by the direction or authority of said common council, shall be received as evidences of the ordinances of said common council in any court of this state.

Private st's.

6. *And be it enacted,* That all open passage ways, of two rods wide and upwards, which have not been or shall not be made public streets according to law, shall be deemed and taken to be private streets.

Private st's or alleys may be paved, &c.

7. *And be it enacted,* That the common council of said city shall have authority, whenever to them it shall seem required by the public good, to cause any private street, court, or alley to be graded, paved, or curbed, and flagstones to be laid across the same at proper places, and to cause the expense thereof to be assessed on the owners of property fronting or bordering on said private street, court, or alley; and the affidavit of said expense, by the person or persons appointed to have said work done, filed with the clerk of

said city, shall fix and determine the amount thereof; and said expense shall be a lien on each lot against which it may be assessed for the proportion of said lot, and the same may be collected in the way in which the expense of paving sidewalks is by this act authorized to be collected.

Paving of streets.

8. *And be it enacted*, That it shall be lawful for the common council, on the application of the owners of three-fourths of the property fronting on any public street, or section of a public street, to order the said street or section of a street (the same having been previously graded) to be paved, flagged, or planked, either in whole or in part, in such manner as they shall deem most advisable, under the supervision of such officer or person as they shall designate, and to cause the expense of such work, or such part of said expense as said common council may direct, to be assessed among the owners of lots fronting on said street or section of a street; and the expense of said work, certified and sworn or affirmed to by the officer or person under whose supervision the same shall have been done, and filed with the clerk, shall fix and determine the amount thereof; and said expense shall be and remain a lien on the lots upon which the same shall have been assessed until the same shall have been paid; and it shall be lawful for the common council to enforce the payment thereof in the same manner in which, by this act, payment of the expense of paving sidewalks may be enforced; and that after the said paving, flagging, or planking shall have been once done, then the city shall take charge of and keep the same in repair without further assessment.

Interest on taxes.

9. *And be it enacted*, That all taxes hereafter assessed in said city shall be chargeable with interest from and after the day on which they shall be returned by the ward collectors as delinquents.

Land may be sold for nonpayment of taxes.

10. *And be it enacted*, That all taxes which may be hereafter assessed upon any lands, tenements, or real estate in said city shall be and remain a lien thereon for the space of two years from the date of the tax warrant, notwithstanding any devise, descent, or alienation thereof, or any judgment, mortgage, or other encumbrance thereof; and that if the full amount of any such tax, with the interest and costs, shall not be paid and satisfied within two months from the date of such tax warrant, it shall and may be lawful for the common council to advertise, and, if necessary, to sell said lands, tenements, or real estate for the payment of said tax, interest, and all costs, charges, and expenses, in the same manner as is prescribed by the third section of the act entitled, "A further supplement to the act entitled, an act to incorporate the city of

Trenton," which supplement was approved the twenty-sixth day of March, in the year of our Lord one thousand eight hundred and forty-five.

Mistake in name not to invalidate assessment.

11. *And be it enacted,* That in assessing real estate within said city, no mistake, misnomer, or omission of the name or names of the owner or owners, or any of them, of such real estate shall be sufficient to invalidate the assessment thereof or prevent the recovery of the tax, provided the premises assessed be sufficiently identified; and that the common council of said city may make all ordinances, rules, and regulations which they shall deem necessary to secure the identification of the premises assessed, and to have periodical valuations, by competent men, of all the real estate in said city subject to taxation, to the end that each and every lot or tract may pay its fair and just proportion of tax according to its cash value.

Part of former act repealed.

12. *And be it enacted,* That the thirty-sixth, thirty-seventh, thirty-eighth, and thirty-ninth sections of the act to which this is a supplement be and the same are hereby repealed.

13. *And be it enacted,* That this act shall take effect immediately.

An act to authorize the inhabitants of the third and fourth wards of the city of Trenton to raise money in support of common schools.

Approved March 19, 1851.

Inhabitants of ward authorized to raise money.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey,* That the inhabitants of the third and fourth wards in the city of Trenton, at their next ward meeting, shall have power, by a majority of the votes polled, to determine the amount of money to be raised in support of the common schools of said wards, not exceeding in the whole the sum of two thousand dollars, in addition to the sum authorized to be raised by the other wards of said city, which shall be levied and collected in the same manner as other taxes within said city are levied and collected.

An act to annex the borough of South Trenton to the city of Trenton.

Approved March 19, 1851.

1. Be it enacted *by the Senate and General Assembly of the State of New Jersey,* That the territory which is embraced within the bounds of the borough of South Trenton, in the township of Nottingham, in the county of Mercer, be and the same is hereby set off from the township of Nottingham, and annexed to and made a part of the city of Trenton, to all intents and purposes as if said territory had originally been a part of said city; and that the inhabitants of said territory, and their successors for ever, shall be members of the corporation created by the act incorporating said city, by the name, style, and title of "the Inhabitants of the city of Trenton;" and that the charter of said city, and the several supplements thereto, and all laws passed in relation to said city, and all ordinances heretofore passed by the common council of said city, shall have the same force and effect within the territory hereby annexed as they have heretofore held and now rightfully have within the original limits of said city. Borough of South Trenton annexed to Trenton.

2. *And be it enacted,* That the said "the Inhabitants of the city of Trenton" and their successors shall by this act become, and they are hereby declared to be absolutely and completely vested with and possess and enjoy all the lands, tenements, hereditaments, property, rights, causes of action, and estate whatsoever, both in law and equity, in possession, reversion, or remainder, which at the time this act shall take effect may be vested in or belong to "the Burgesses and Inhabitants of the borough of South Trenton," in their corporate capacity as now incorporated, according to such estate and interest as the said "the Burgesses and Inhabitants of the borough of South Trenton," at the time this act shall take effect, may have or of right ought to have in the same; *provided,* that nothing in this act contained shall affect any suit or suits now pending in the name of "the Inhabitants of the city of Trenton," or in the name of "the Burgesses and Inhabitants of the borough of South Trenton," or in the name of "the Inhabitants of the township of Nottingham, in the county of Mercer." Property, &c., vested in inhabitants of the city of Trenton. Proviso.

3. *And be it enacted,* That the justices of the peace elected in the township of Nottingham, and now in commission, shall hold their offices until their respective terms shall expire, as if this act had not been passed: at the expiration of said terms there may be elected Justices of the peace.

within the territory hereby set off from said township of Nottingham two justices for each ward herein after created, and within the remainder of said township one justice; and the same number of justices may be elected from time to time, until the number which each of said wards and said township may be entitled to shall be determined according to law by the next census to be taken by the general government of the United States.

Town meeting in Nottingham.

4. *And be it enacted,* That the next annual town meeting for the township of Nottingham shall be held at the house of Samuel Crosley, in the village of Lamberton.

Settlement of paupers.

5. *And be it enacted,* That all paupers who may, when this act shall take effect, be chargeable to the township of Nottingham, shall thereafter be chargeable to and supported by either that township or the city of Trenton, as would have been the case had this act been in force at the time said paupers, respectively, acquired the legal settlement by virtue of which they are to be supported; and all persons whose settlements, when this act shall take effect, may be within the bounds of the borough of South Trenton, and who may thereafter become chargeable as paupers, shall be supported by the city of Trenton.

Committee to divide property.

6. *And be it enacted,* That the township committee of the township of Nottingham, and a committee of five, to be appointed by the common council of the city of Trenton, shall meet on the first Monday in May next at the city hall, in said city of Trenton, at ten o'clock in the forenoon; and shall then and there, or as soon thereafter as may be, proceed, by writing signed by a majority of the members of each committee, to allot and divide between said township and said city all the paupers of said township, upon the principles laid down in the preceding section; and all the property and moneys on hand or due to or from said township, in proportion to the taxable property and ratables within the respective limits of said township, as the same shall remain, and the part of said township hereby set off, as valued by the assessor at the last assessment, and the said township of Nottingham and the said city of Trenton shall be liable to pay their respective proportions of the debts due by said township, as allotted and divided as aforesaid; and if any of the persons composing either of said committees should neglect or refuse to meet as aforesaid, those assembled may proceed to make the said division; and the decision of a majority of those present of each committee shall be final and conclusive; *provided,* that it shall be lawful to adjourn said meeting from time to time, as a majority of those assembled shall see fit.

Proviso.

7. *And be it enacted*, That said city of Trenton shall have its proportion, according to the principle laid down in the preceding section, and to be alloted and divided by the same committees, of the surplus revenue of the general government now deposited with the township of Nottingham, and the interest due thereon, and thereupon said township of Nottingham shall be discharged from, and said city of Trenton shall be liable for, so much of said surplus revenue as may be allotted to said city of Trenton. Surplus revenue.

8. *And be it enacted*, That the act entitled, "An act to erect part of the township of Nottingham, in the county of Mercer, into a borough, to be called the borough of South Trenton," passed the twenty-eighth day of February, one thousand eight hundred and forty, and all the supplements thereto, be and the same are hereby repealed; but that this repeal shall not affect the rights, if any, which said borough or any individual may have acquired under or by virtue of said act, or any supplement thereto. Former act repealed.

9. *And be it enacted*, That the territory hereby annexed to the city of Trenton shall constitute two wards of said city, the dividing line between which shall be the middle of the street called Bloomsbury street, from the Assanpink bridge to its intersection with the middle of the street called Lamberton street, and thence along the middle of Lamberton street to the line of the township of Nottingham; that part of said territory lying to the east of said dividing line shall be called the third ward, and that part lying to the west of said dividing line shall be called the fourth ward; the ward called the east ward of said city of Trenton shall be called the first ward, and the ward now called the west ward of said city shall be called the second ward. Territory annexed to be divided into wards.

10. *And be it enacted*, That the same number of officers now required by law to be elected in the several wards of said city, except members of common council, shall be elected annually in each of the wards constituted by this act. Officers of wards.

11. *And be it enacted*, That at the first annual ward election in each of the wards created by this act, there shall be elected, besides the other officers electable, six members of the common council; at the first meeting of the common council thereafter, these members shall, by lot, divide themselves into three equal classes; the seats of the first class shall be vacated at the end of the first year, of the second class at the end of the second year, and of the third class at the end of the third year, and at every annual ward meeting thereafter each ward shall choose the same number of members of council as the other wards of said city. Members of common council.

Ward meetings.

12. *And be it enacted*, That the annual meetings of the wards hereby created shall be held at the same time and in the same manner as the ward meetings of the other wards in said city; the first annual meeting of the third ward shall be held at the house now occupied by Benjamin S. Gordon, and the first annual meeting of the fourth ward shall be held at the house now occupied by Charles F. McCoy; the voters who attend at the hour appointed shall choose three judges and a clerk of the first election, who shall be sworn or affirmed faithfully to execute their offices by any justice of the peace; said officers to hold said elections, and make returns thereof, in the same manner as is required by law of other ward election officers.

13. *And be it enacted*, That this act shall take effect on the second Monday in April next.

A further supplement to the act entitled, "An act to incorporate the city of Trenton," passed the seventh day of March, eighteen hundred and thirty-seven.

Approved March 25, 1852.

Common council authorized to pave gutters.

1. Be it enacted *by the Senate and General Assembly of the State of New Jersey*, That the common council of said city shall have authority to cause the gutters of any street, or any part of a street, to be properly paved, and, when necessary, repaved, and to have the expense thereof assessed on the owners of property in front of which such gutters may be so paved; and the affidavit of said expense, by the person or persons appointed to have said work done, filed with the clerk of said city, shall fix and determine the amoun thereof; and the said expense shall be a lien on each lot against which it may be assessed for the proportion of said lot, and the same may be collected in the same manner in which the expense of paving sidewalks is now by law authorized to be collected in said city.

Sewers may be constructed.

2. *And be it enacted*, That the said common council shall have authority to cause to be constructed proper sewers for the drainage of said city, and to have the expense thereof assessed on the owners of property drained thereby; and the affidavit of said expense, by the person or persons appointed to have said work done, filed with the clerk of said city, shall fix and determine the amount

thereof; and said expense shall be a lien on each lot against which it may be assessed for the proportion of said lot, and the same may be collected in the same manner in which the expense of paving sidewalks is by law now authorized to be collected.

Assessments not invalidated by misnomer.

3. *And be it enacted*, That in making assessments by virtue of this act, no mistake, misnomer, or omission of the name or names of the owner or owners of any of the lots shall be sufficient to invalidate such assessment; *provided*, the premises assessed be sufficiently identified.

Complaints for breach of ordinances.

4. *And be it enacted*, That whenever complaint is made to the mayor, recorder, or either of the aldermen of said city, of the violation of any ordinance of the common council, whereby the offender or offenders have become subject to a penalty or penalties, it shall be the duty of said magistrates forthwith to send a written notice to the person or persons complained of that, at a certain time and place, he will proceed to investigate the charge, and at such time and place, if upon investigation the said charge shall in the judgment of said magistrate be sustained, he shall issue his warrant for the collection of said penalty or penalties, as is now provided by the act incorporating said city of Trenton.

5. *And be it enacted*, That this act shall take effect immediately.

An additional supplement to the act entitled, "An act to incorporate the city of Trenton," passed March twenty-seventh, eighteen hundred and thirty-seven.

Approved March 10, 1853.

Boundaries of 5th ward.

1. Be it enacted *by the Senate and General Assembly of the State of New Jersey*, That all that part of the city of Trenton, beginning at a point in the centre of Warren street, and opposite the centre of Hanover street; thence running easterly along the centre of Hanover street, and in a direct line therewith until it strikes the Delaware and Raritan canal; thence up said canal to the centre of Perry street; thence easterly along the centre of Perry street, and in a direct line therewith, until it strikes the Assanpink creek; thence up the said creek to the line of the township of Lawrence; thence along the said line to the branch turnpike road; thence along said turnpike road southerly to Warren street; and thence down the centre of said street to the place of beginning,

shall be and the same is hereby erected into and constituted a separate ward, to be called the fifth ward of the said city.

Ward officers.

2. *And be it enacted*, That at the next annual charter election of the city of Trenton, there shall be elected for the first ward and for the fifth ward, each, two members of the common council, one of whom shall serve for the period of one year, and one for the term of two years, and that there shall not be elected any other members of the common council for any of the wards, except it be to fill a vacancy, until the annual election in the spring of eighteen hundred and fifty-four, when, and annually thereafter, at the city election, each ward shall elect two members, who shall hold their offices for the term of two years; *provided*, that each of the present members of the common council shall hold his office according to the term for which he was elected, anything to the contrary notwithstanding.

Proviso.

Annual election of officers.

3. *And be it enacted*, That the same number of officers now required by law to be elected in the several wards of said city shall be elected, annually, in the ward constituted by this act.

Part of former act repealed.

4. *And be it enacted*, That all parts of the act entitled, "An act to incorporate the city of Trenton," and all supplements thereto as may conflict with this act and the act passed March eighteenth, eighteen hundred and fifty-two, be and the same are hereby repealed.

First election.

5. *And be it enacted*, That the first election for said ward shall be held at the house now occupied by Charles C. Gill, called the Madison House hotel; and the voters who attend at the house appointed by law for the other wards shall choose three judges and a clerk at the first election, who shall be sworn or affirmed faithfully to execute their offices by a justice of the peace or a city magistrate; said officers to hold said election and make returns thereof in the same manner as is required by law of the other ward election officers.

6. *And be it enacted*, That this act shall take effect immediately.

A further supplement to the act entitled, "An act to incorporate the city of Trenton," approved March seventh, eighteen hundred and thirty-seven.

Approved February 16, 1854.

1. Be it enacted *by the Senate and General Assembly of the State of New Jersey,* That at the annual election to be held in and for the city of Trenton on the second Monday in April, in the year one thousand eight hundred and fifty-four, and at each annual election thereafter, there shall be chosen by the electors of the said city, from among the citizens residing therein and entitled to vote at such election, in the same manner as the mayor is now elected, one clerk, one treasurer, one clerk of the market, one street commissioner, and one marshal, who shall hold their respective offices for the term of one year, and shall severally perform the duties now required by law to be performed by the clerk, treasurer, clerk of the market, street commissioner, and marshal of said city. Election of city officers.

2. *And be it enacted,* That all parts of the act entitled, "An act to incorporate the city of Trenton," and all supplements thereto that may conflict with this act, be and the same are hereby repealed. Part of former act repealed.

3. *And be it enacted,* That this act shall take effect on the second Monday in April next.

An act to ratify and confirm an ordinance passed by the common council of the city of Trenton on the fifth day of April, eighteen hundred and fifty-three.

Approved March 2, 1854.

Whereas the common council of the city of Trenton, by an ordinance entitled, "An ordinance to authorize the Trenton Iron Company to cross certain streets with a railroad," passed on the fifth day of April, Anno Domini eighteen hundred and fifty-three, authorized and empowered the said company to construct and operate across several of the public streets of said city a railroad from the rolling mill of said company to their wire mill on the Delaware and Raritan canal, which said railroad has been constructed by the said company over lands belonging to them exclusively, or across which they have the right of way, Preamble.

except where the same crosses such public streets as aforesaid, and is now operated and used by them under and by virtue of the said ordinance; and whereas doubts have been expressed whether the common council have power to authorize the construction and use of the said railroad over or across the public streets of said city—therefore,

Ordinance confirmed.

1. Be it enacted *by the Senate and General Assembly of the State of New Jersey*, That it shall and may be lawful for the Trenton Iron Company to keep up, maintain, and use their said railroad, in conformity with the provisions of the said ordinance; and that the construction and use of the said road across any of said streets, or any act done by the said company in relation thereto, shall not be deemed or adjudged invalid or illegal for or by reason of any want of power or authority in the common council of the city of Trenton to pass the said ordinance or to grant the authority and privileges thereby conferred.

2. *And be it enacted*, That this act shall take effect immediately.

A further supplement to the act incorporating the city of Trenton, approved March seventh, eighteen hundred and thirty-seven.

Approved March 17, 1854.

Common council may establish fire districts.

1. Be it enacted *by the Senate and General Assembly of the State of New Jersey*, That the common council of the city of Trenton may by ordinance establish fire districts in said city, and may direct, from time to time, special taxes to be assessed on and collected of the owners of buildings and their contents within said districts, for the expense of furnishing said districts with sufficient fire plugs or tanks, together with a supply of water for protection from fire, and the expense of assessing and collecting the same, which assessment and collection may be made by the regular assessors and collectors, or by special assessors and collectors, as the council may think best; and said taxes shall be a lien on the property so assessed to the same extent as other city taxes now are.

Orders to be made payable on presentation.

2. *And be it enacted*, That it shall not be lawful for said common council to direct, or for the clerk to draw, or for the treasurer to accept or pay, any order that shall not be on its face payable on presentation.

3. *And be it enacted*, That this act shall take effect immediately.

An act to authorize and enable the city of Trenton to purchase a part or the whole of the capital stock of the Trenton Water Works Company.

Approved March 2, 1855.

WHEREAS it has been represented to the legislature that, in order to secure to the city of Trenton a supply of water adequate for the extinguishment of fires and other public purposes, it is expedient that the said city should be the owner of the whole or a majority of the stock of the Trenton Water Works—therefore, Preamble.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That it shall be lawful for the common council of the city of Trenton, whenever it may seem to them expedient so to do, to purchase, in the name and on the behalf of the said city, the whole or a majority of the shares of the capital stock of the president and directors of the Trenton Water Works, and thereby to become possessed of the same rights and privileges, and be subject to the same liabilities, as other stockholders; and to the end aforesaid, the said common council are hereby authorized and empowered to contract such debts and to borrow such sums of money, on the credit of the said city, as shall appear to them to be necessary, not exceeding one hundred thousand dollars. Common council authorized to purchase stock.

2. *And be it enacted*, That in case the said common council shall make the said purchase, they shall have the right to vote on the said shares of stock, or any of them, by proxy, and shall be entitled to appoint as many directors of said water works as the shares held by the city shall be in proportion to the whole number of shares of said water works; *provided*, that no member of said common council shall be appointed such director. Common council may appoint directors. Proviso.

3. *And be it enacted*, That the said common council are hereby empowered to set off such parts of the said city through which the water pipes of the Trenton Water Works now are or hereafter shall be laid into a district or districts, to be called "the Water District or Districts," and to alter the boundaries thereof as occasion may require; and to impose an annual tax, in such an amount as to them may seem expedient, on all improved lands comprised in said water district or districts the owners or occupants of which shall not take the water for the use thereof from the said president and directors of the Trenton Water Works, the said tax to be assessed with a view to the value of the property taxed and to its City to be laid into water districts.

rental, and said assessment to be made and collected in such manner, at such times, and by such person or persons, as the said common council shall from time to time by ordinance direct; and that said taxes, when imposed in the manner aforesaid, shall have the same force and effect, and be collectable by the same process as other city taxes; and that the money raised by said tax shall be appropriated to defraying the expense of supplying the said city with water for the extinguishment of fires and other public uses.

Proceedings in case of refusal to purchase stock.

4. *And be it enacted*, That if the said city shall purchase any of the said stock, it shall be obligatory on the said city to purchase the shares of any stockholder who may offer to sell the same at its par value within one year from the passage of this act, and to receive in payment therefor the bonds of the city, herein after mentioned, or cash, at the option of the city; and in case the common council shall neglect or refuse to purchase any stock offered to the city on the terms aforesaid, for the space of thirty days after such offer shall be made in writing to the city treasurer, then "the Inhabitants of the City of Trenton" shall be and they are hereby made liable to pay to the person or persons so offering such stock the par value thereof, with interest from the date of such offer, to be recovered in an action on the case, with costs, in any court having jurisdiction of the same; *provided*, that no execution shall be issued upon the judgment recovered in any such action, until the person or persons obtaining the same shall transfer to the city the stock for the value of which such judgment shall be rendered.

Proviso.

City may issue bonds.

5. *And be it enacted*, That the loan authorized by the first section of this act shall be called the water loan; and to secure the payment thereof, the said common council are hereby authorized to issue the bonds of the city for an amount not exceeding in the whole the sum of one hundred thousand dollars, which bonds shall bear interest at the rate of six per cent. per annum, payable semi-annually, and shall not be subject or liable to any tax which may be hereafter levied or assessed by order of the common council of said city.

Application of proceeds of sale of bonds.

6. *And be it enacted*, That none of said bonds shall be sold or disposed of at less than their par value; and the proceeds thereof shall be applied exclusively to the purposes contemplated by this act, and to no other purpose whatever.

Application of revenue from stock.

7. *And be it enacted*, That the stock purchased shall be transferred to the said city, and the dividends and revenue derived therefrom shall be appropriated, first, to the payment of the interest of the bonds issued for the purchase of said stock, and the balance

thereof shall be set apart as a sinking fund for the payment of the principal of said bonds; and that no part of said dividends or revenue shall be appropriated or used for any other purpose whatever; and no part of said stock shall be sold or transferred until the payment of the principal and interest of said bonds.

Election for deciding question of purchase.

8. *And be it enacted*, That an election by ballot shall be held, on the fourth Monday in March next, in each of the wards of said city, at the places of holding the last annual election, at which election the electors of said city shall vote upon the question of making the purchase authorized by this act, those in favor of making said purchase depositing ballots with the words "For Water Works," written or printed thereon, and those opposed thereto depositing ballots with the words "Against Water Works," written or printed thereon; the poll of such election shall be opened at seven o'clock in the forenoon, and kept open till seven o'clock in the afternoon; and the said election shall be conducted in the same manner and by the same officers as the annual city election; and in cases of vacancy from any cause, such vacancy shall be filled by the electors of the ward in which the same may arise before the opening of the poll; after counting off the votes polled, the result of said election, in each ward, shall be certified by the election officers of each ward to the president of common council, to be by him laid before the common council at their next meeting; and if it shall appear that a majority of the electors of said city, voting at such election, have voted for such purchase, then this act shall take effect immediately, but if otherwise, then this act shall be void.

A further supplement to an act entitled, "An act to incorporate the city of Trenton," passed the seventh day of March, eighteen hundred and thirty-seven.

Approved April 10, 1855.

Applications for widening streets.

1. Be it enacted *by the Senate and General Assembly of the State of New Jersey*, That it shall be lawful for the common council of the city of Trenton to alter or widen any street, road, highway or alley, or any part thereof, on the application in writing to the said common council of two-thirds of all the owners of lands lying on said street, road, highway, or alley, or to alter or widen any part of any street, road, highway, or alley, on the application

in writing of two-thirds of the owners of the lands lying on the part thereof to be altered or widened.

Assessments for widening streets, &c.

2. *And be it enacted*, That whenever the common council of said city shall desire to lay out, alter, or widen any public street or alley, and shall have agreed, with any one or more of the owners of the lands or other real estate required for the same, upon the price to be paid therefor, and shall have procured the appointment of commissioners to make an estimate and assessment of the damages that may be sustained by laying out, altering, or widening any such public street or alley, by any owner or owners with whom no such agreement can be made, it shall be the duty of said commissioners to add the sum or sums so agreed on to the sum or sums by them estimated, and to embrace the whole amount thereof in the assessment which they are now required by law to make.

Fees of officers, &c.

3. *And be it enacted*, That the common council of said city shall tax and allow such costs to the mayor, commissioners, clerk, and other persons performing any service required in laying out, altering, or widening any public street or alley, as they may think reasonable and just, which shall be paid, in the first instance, by the common council, but which shall be added by the clerk to the amounts assessed by the commissioners to the several landowners benefited by said improvement, in proportion to the amounts so assessed.

Collection of assessments.

4. *And be it enacted*, That it shall be the duty of said common council, within one month after the presentation of said report, to cause a notice of the proportion of said assessment and costs to be served upon every person, his or her guardian or legal representative, against whom the same is made and whose residence is in said city, and also to cause a like notice, directed to such of said persons as do not reside in said city, to be inserted in one or more of the newspapers of said city for the space of one month; and unless, within two months from the presentation of said report, a majority of said persons, their guardians or legal representatives, shall file with the clerk of the city their refusal in writing to agree to said assessment and costs, that then the same shall be binding and conclusive, and shall thence, and until paid, be due from said several persons, with interest, to said city, and be a lien on the land against which the same is assessed for the satisfaction of any judgment to be obtained therefor; and the said common council, in the name of "the Inhabitants of the City of Trenton," may sue and recover of each person so assessed his or her proportion of said assessment, with interest and costs, by action of debt, in any

court of competent jurisdiction; and if any such person reside out of the state, an attachment may be resorted to, as in other cases of nonresident debtors; but if, within said two months, a majority of said persons, their guardians or legal representatives, shall file with the clerk such refusal, then no further proceedings to enforce the collection of said assessments shall be had; but nothing herein shall be construed to prevent the said common council from taking said lands at the expense of the city, as they may now do, if in their opinion the public interest requires it.

Council may abandon proposed improvement.

5. *And be it enacted*, That the said common council may, at any time within four months from the presentation to them of said report, determine to abandon such proposed improvement, and upon their so determining, their right to take said lands, and the right of the owners to recover the valuation and damages thereof, shall cease and determine; but after such abandonment it shall not be lawful to proceed again for the accomplishment of said improvement (unless by the unanimous consent of those landholders whose lands may be needed) for the period of five years.

Expenses of grading of streets, &c.

6. *And be it enacted*, That all public streets and alleys heretofore laid out, or dedicated and opened, shall be graded by the common council, at the expense of the city; but that it shall be lawful for the common council to order any public street, hereafter to be laid out, or dedicated and opened, to be graded, and to cause the expense thereof to be assessed on the lots fronting or bordering on such street; and the affidavit of said expense, by the person or persons appointed to have said work done, filed with the clerk of said city, shall fix and determine the amount thereof; and said expense shall be a lien on each lot against which it may be assessed for the proportion of said lot fixed by said assessment, and the same may be collected in the way in which the expense of paving sidewalks is by law authorized to be collected.

Council to establish grades of streets.

7. *And be it enacted*, That it shall be the duty of the common council, as soon as convenient, to establish, by ordinance, the grades of the several streets which now are or may hereafter be opened in said city, that persons desiring to build thereon may be able to fix the proper altitude of their buildings; and it shall not be lawful, after the same shall have been so established, to alter the grade of any street, except by ordinance; nor shall any such ordinance be passed until the common council shall have caused a notice of such contemplated alteration to be served upon the owners of property fronting or bordering upon that part of said street the grade of which is proposed to be altered, or to be published for two

weeks in two of the daily papers of said city, which notice shall state the time when the common council will proceed to consider said proposition, which time shall not be less than two weeks from the time of serving said notice; if any of the said owners shall reside out of the city, the publication of such notice in one of the newspapers of the city shall be sufficient service upon them; when said proposition shall come up for consideration before the common council, all persons interested may appear, present testimony, and be heard, by themselves or their counsel, either for or against said proposition: all changes which such alteration of grade may render necessary, in gutters, sidewalks, front fences, or other property of any landowner, shall be made by the common council at the time of altering such grade, and said common council shall have a right to recover of any landowner who was an applicant for said alteration the expense of making such change in his or her gutter, sidewalks, front fences, or other property; but the expense of making such change in the property of those who were not applicants shall not be so recoverable.

Proceedings in case owners refuse or neglect to pave, &c.

8. *And be it enacted*, That whenever the owner or owners of any lot, alley, or passage way, in front whereof the sidewalks shall by any ordinance of the common council be directed to be levelled, graded, curbed, paved, repaved, flagged, or gravelled, shall have neglected to comply with such ordinance for the space of one month from the time of its passage, and the common council shall have caused the same to be done under the direction and superintendence of such officer or officers, or person or persons, as they may have designated for that purpose, it shall be the duty of such officer or officers, or person or persons, to file with the city clerk the expense thereof, under affidavit, within one month after the completion of said work; and for every day's delay thereafter in filing the same, the said officer or officers, person or persons, shall forfeit and pay to the city the sum of five dollars, to be sued for by the treasurer of said city, when directed by the common council, in an action of debt, and recover with costs of suit, and paid into the city treasury.

Repealed.

Estimates to be made of cityrevenues and expenditures.

[9. *And be it enacted*, That it shall be the duty of the common council, as early in each year after their organization as convenient, and before they proceed to pass any orders for the payment of money or to incur any expense on behalf of the city, to estimate the whole amount of revenue that they are to receive during the year, from taxation or other sources, and which is not set apart for specific objects by act of legislature or ordinance of common

council, and thereupon to fix and determine the maximum amount which can during the year properly be appropriated to the different branches of city expenditure, classifying said expenditures in as much detail as possible, so as to leave as small a portion thereof as may be for undefined and miscellaneous expenses; it shall be the duty of the clerk of common council to keep a book, in which he shall credit each branch of expenditure with the maximum amount so assigned to it; and when any order for the payment of money is passed by the common council, they shall direct to which branch of expenditure said order shall be charged by the clerk, and he shall draw no order unless council shall have made such direction, nor shall council make any order for incurring any expense whatever without estimating the probable expense, and directing the clerk to charge the amount of such estimate to its proper branch; if subsequently the actual expense thereof shall be greater or less than the estimate, the clerk shall charge or credit the excess or deficiency as the case may require; orders drawn by the clerk for salaries of officers or other purposes, by virtue of any ordinance, shall be charged to the proper branch in like manner, and no expenditure shall be charged to any other than its proper branch; at every regular monthly meeting, it shall be the duty of the clerk to report to council the amount expended and unexpended in each branch, to the end that council may be kept advised in relation to the state of said account; common council may, from time to time, increase the appropriation to any branch of expenditure, by deducting the amount so increased from some other branch or branches; and if, in the course of the year, they shall find that the necessary expenses of maintaining the poor are greater than were estimated, it shall be their duty to take from such other branches of expenditures as are not legally binding upon the city so much or the whole of the unexpended appropriation therefor as may be required for the maintenance of the poor aforesaid; and it shall not be lawful for the council to incur any expense that shall exceed in any branch the amount so fixed and appropriated.]

Maintenance of poor.

10. *And be it enacted,* That if in any year, after the provision made therefor in the preceding section, the expense of maintaining the poor shall still be found insufficient for the purpose, the common council may borrow, on the credit of the city, such amount as may be sufficient therefor, which sum shall be payable out of the next year's revenue.

Salaries of officers.

11. *And be it enacted,* That it shall not be lawful for the common council to raise or diminish the salary of any officer to take effect

during the term for which said officer is elected, nor shall they make any extra allowance to any officer for services rendered, unless the services for which said extra allowance is made be particularly set forth in the resolution making such allowance, nor unless such resolution shall be passed by the unanimous vote of the members.

12. Repealed.

13. Repealed.

Maps of the city to be made.

14. *And be it enacted,* That it shall be lawful for the common council to cause to be made a series of maps embracing the whole city, in sections of convenient size, and upon such a scale as to admit thereon the plotting of every lot in said city; they shall cause a notice to be inserted in the newspapers of said city, informing the different lot owners that they may produce their titles to the person employed to make said maps, and have the lots described therein plotted on said maps without charge; the person so employed shall make said maps with the information that he may thus or otherwise acquire, and shall number or letter the maps, and each lot on every map; when said maps shall have been completed, they shall be reported to common council, and if approved by that body, the president thereof shall endorse that fact, with his signature, on each map; they shall then be bound in suitable binding, as an atlas, and be called the city atlas; said atlas shall be renewed from time to time, and the alterations made therein, as herein after provided, incorporated into the body thereof whenever the council shall deem it expedient; said atlas, as well as the renewals thereof, shall be deemed public records of the city.

City surveyor to register names of lot owners.

15. *And be it enacted,* That the city surveyor shall have the custody of said atlas, and he shall also keep a book, in which he shall register the names of the several lot owners, as far as he can ascertain the same; and whenever thereafter the purchaser or seller of any lot shall desire him so to do, and present to him the deed of conveyance, he shall record in said register the date thereof, and the name of the persons by and to whom the said conveyance was made; and when part of a lot plotted on said maps shall have been conveyed, it shall be his duty, when so requested, to mark on said map, in different colored ink, the part so conveyed; the city surveyor shall be entitled for his services under this section, from the persons applying to him therefor, to such fees as common council may from time to time fix and determine by ordinance.

Commissioners to affix valuation on lots.

16. *And be it enacted,* That in the month of January, after said atlas shall have been so made, and in the month of January, in each third year thereafter, it shall be the duty of common council

to appoint three judicious freeholders of said city, who shall serve without compensation, whose duty it shall be to affix to each lot, and each subdivision thereof, as the same stands recorded on the city atlas, distinguishing the same by their marks or numbers, the fair value of each lot or subdivision, as in their opinion the same would produce if sold for cash free of encumbrance at sheriff's sale; when they shall have completed such valuation, they shall leave the same with the city surveyor for the inspection of all persons interested; such valuers shall also give public notice thereof for two weeks in the newspapers printed in the city, in which notice they shall set a time and place at which they will attend and hear the objections any person may desire to make to any part of said valuation; after hearing said objections, and altering such parts of said valuation as they may deem proper, said valuers shall affix their names to the same, which shall then be final and conclusive, and deposit the same with the city surveyor for safe keeping.

Assessments to be made according to valuation of commissioners.

17. *And be it enacted*, That the valuation so made shall be adopted by the assessors of the several wards in valuing the real estate of the city for the assessment of taxes until the next valuation; but if, after such valuation, any subdivision shall be made of any lot, and such subdivision shall be marked on said atlas as aforesaid, said subdivision shall be assessed separately, and shall be valued for so much of the whole valuation as its superficial area bears to the superficial area of the whole lot, unless the parties to the conveyance shall have filed in writing with the city surveyor an agreement fixing the proportion of the tax which said subdivision shall pay until the next triennial valuation.

Assessors to specify numbers of lots and names of owners.

18. *And be it enacted*, That it shall be the duty of the assessors of the several wards of the city to so arrange their duplicates as to specify therein, by their letters and numbers in the city atlas, the several lots or subdivisions of lots so assessed, with the valuation thereof and the amount assessed thereon, and the name of the owner or owners, as shown by the register kept by the city surveyor, to the end that each lot and the amount assessed upon it may be clearly ascertained and identified.

No deduction in valuation of lot on account of encumbrance.

19. *And be it enacted*, That no deduction shall be made in the valuation or assessment of any lot, or subdivision of a lot, by reason of any mortgage, judgment, or other encumbrance thereon, but that it shall be lawful for the owner of such lot or subdivision to set off against the interest due upon any mortgage thereon a proportion of the tax paid on said lot in any year equal to the proportion that said mortgage bears to the value of the premises covered

Proviso.

by said mortgage; *provided*, that the parties interested in said mortgage shall be allowed to make such agreement relative to the payment of said tax as they may see proper.

Assessments on lots, how made.

20. *And be it enacted*, That all assessments upon lot owners in said city, which may be made for the opening, widening, or altering of streets for the construction of sewers or for any other purpose authorized or to be authorized by law, shall be made upon the lots, or subdivisions of lots, as they stand recorded in the city atlas; and in advertising the same for sale for such assessment or for taxes, it shall be sufficient to describe the said lots, or subdivisions of lots, by the letters and numbers by which they are distinguished in said city atlas, together with the name or names of the owner or owners thereof, as the same appear in the register kept by the city surveyor.

Each lot liable for whole assessment.

21. *And be it enacted*, That all assessments for taxes and all assessments referred to in the preceding section shall be made upon the whole lots, or subdivisions thereof, as they stand at the time upon the city atlas, and each lot or subdivision shall be liable for the whole assessment or tax thereon; but that if any parts of the same shall have been sold, and such transfer not entered on said atlas and register as aforesaid, the person who shall have paid the assessment or tax thereon shall have the right to recover from the other parties interested his or their proportion of said assessment or tax, in proportion to the superficial areas of the different parts thereof.

Clerk to be elected by council.

22. *And be it enacted*, That the clerk of said city shall be elected annually by the common council.

Parts of former acts repealed.

23. *And be it enacted*, That any provision in the charter of said city, or in any of the supplements thereto, which is repugnant to any of the provisions of this act, be and the same is to that extent hereby repealed.

24. *And be it enacted*, That this act shall take effect immediately.

A further supplement to the act entitled, "An act to incorporate the city of Trenton," passed the seventh day of March, eighteen hundred and thirty-seven.

Approved March 14, 1856.

1. Be it enacted *by the Senate and General Assembly of the State of New Jersey*, That at all annual and other elections hereafter held in said city for city or ward officers, the election shall open at eight o'clock in the morning, and close at seven o'clock in the evening, at the several places of holding the same, and the same qualifications for voters shall be required as at elections for state and county officers; such city elections shall be held and conducted by the same officers elected at the last preceding annual city election, and authorized by law to conduct the election for state and county officers; and said officers shall take the same oath or affirmation, and conduct such elections, and make returns thereof, in the same manner as township officers of elections are or may be required by law to do, and shall be vested with the same powers and authority, entitled to the same compensation, and perform the same duties, and be subject to the same penalties as the like officers of the townships of this state may be subject to; and in case of the absence, death, incompetency, or refusal to serve at any such election, such vacancy or vacancies shall be supplied in the manner prescribed by law for supplying such vacancies of the townships of this state.

Time for opening and closing polls.

2. *And be it enacted*, That it shall and may be lawful for the common council of said city to order and cause to be assessed and raised by tax, from year to year, such sum or sums of money as they shall deem expedient for defraying the expenses of said city, and for all purposes for which they are authorized by the act to which this is a further supplement to raise money, to be assessed and collected in such manner as the said common council may have heretofore by ordinance directed, or shall hereafter by ordinance direct, which taxes, when collected, shall be paid into the hands of treasurer of the said city, to be subject to the order of the said common council; *provided*, that it shall not be lawful for the common council to raise by taxation in any one year, in the general assessment, an amount of money that shall cause a greater rate on the real and personal estate of the citizens than seventy cents to the hundred dollars, unless the same shall be approved by a vote

Such sums to be raised by tax as may be deemed expedient.

Taxes to be paid over to city treasurer.

of the citizens at a special election, which the common council are hereby authorized to order to be holden.

Parts of certain acts repealed.

3. *And be it enacted*, That sections nine, twelve, and thirteen of an act entitled, "A further supplement to an act entitled, an act to incorporate the city of Trenton," passed the seventh day of March, in the year of our Lord one thousand eight hundred and thirty-seven, which further supplement was approved April tenth, eighteen hundred and fifty-five, and all other acts and parts of acts inconsistent with the provisions of this act, be and the same are hereby repealed.

4. *And be it enacted*, That this act shall take effect immediately.

An act to annex part of the township of Nottingham, in the county of Mercer, to the city of Trenton, and the residue thereof to the township of Hamilton, in the said county.

Approved March 6, 1856.

Part of Nottingham annexed to Trenton.

1. Be it enacted *by the Senate and General Assembly of the State of New Jersey*, That all that part of the township of Nottingham which lies north of the line drawn from the limekiln, on the Delaware and Raritan canal, along the foot of the high bank westerly, to the Delaware river, be and the same is hereby annexed to and made a part of said city; and that the inhabitants of said territory, and their successors for ever, shall be members of the corporation created by the act incorporating said city, by the name, style, and title of "the Inhabitants of the City of Trenton;" and that the charter of said city, and the several supplements thereto, and all laws passed in relation to said city, and all ordinances heretofore passed by the common council of said city, shall have the same force and effect within the territory hereby annexed as they have heretofore had and now rightfully have within the original limits of said city.

Property, &c., vested in inhabitants of Trenton.

2. *And be it enacted*, That the said "the Inhabitants of the City of Trenton" and their successors shall by this act become, and they are hereby declared to be absolutely and completely vested with and possess and enjoy all the lands, tenements, hereditiments, property, rights, causes of action, and estate whatsoever, both in law and equity, in possession, reversion, and remainder, which at the

time this act shall take effect may be vested in or belong to "the Inhabitants of the Township of Nottingham, in the county of Mercer," in their corporate capacity as now incorporated, according to such estate and interest as the said "the Inhabitants of the Township of Nottingham, in the county of Mercer," at the time this act shall take effect may have, or of right ought to have, in the same; *provided*, that nothing in this act contained shall affect any suit or suits now pending in the name of "the Inhabitants of the City of Trenton" or in the name of "the Inhabitants of the Township of Nottingham, in the county of Mercer."

Proviso.

3. *And be it enacted*, That the territory hereby annexed to the city of Trenton shall constitute one ward of said city, to be called the sixth ward; and that the same number of officers now required by law to be elected in the several wards of said city, except members of common council, shall be elected, annually, in the ward hereby constituted; *provided*, that said sixth ward shall still remain and constitute a part of the third Assembly district in said county of Mercer.

Part of Nottingham annexed to constitute 6th ward.

Sixth ward to remain part of third Assembly district of Mercer co.

4. *And be it enacted*, That at the first annual ward election of said ward there shall be elected, besides the other officers electable, four members of the common council; at the first meeting of the common council thereafter, these members shall, by lot, divide themselves into two equal classes; the seats of the first class shall be vacated at the end of the first year, and of the second class at the end of the second year; and at every annual ward meeting thereafter, said ward shall choose the same number of members of council as the other wards of said city.

Number of ward officers and members of council to be elected.

5. *And be it enacted*, That the annual meetings of the ward hereby created shall be held at the same time and in the same manner as the ward meetings of the other wards in said city; the first annual meeting of said ward shall be held at the house now occupied by Samuel Crosley; the voters who attend at the hour appointed shall choose three judges and a clerk of the first election, who shall be sworn or affirmed faithfully to execute their offices by any justice of the peace; said officers shall hold said election, and make returns thereof in the same manner as is required by law of other ward election officers.

Ward meetings.

6. *And be it enacted*, That the justice of the peace elected in the said township of Nottingham, and now in commission, shall hold his office until his term shall expire, as if this act had not been passed; at the expiration of said term, there may be elected in the ward hereby created two justices of the peace; and the same num-

Justices of the peace.

ber of justices may be elected, from time to time, until the number which said ward may be entitled to shall be determined according to law by the next census to be taken by the general government of the United States.

Settlement of paupers.

7. *And be it enacted*, That all paupers who may be when this act shall take effect chargeable to the township of Nottingham, shall thereafter be chargeable and supported by the city of Trenton.

Surplus revenue, disposal of.

8. *And be it enacted*, That so much of the surplus revenue of the general government as is now deposited with the township of Nottingham, and the interest due thereon, shall be paid over, and delivered to the proper officers of the city of Trenton, and thereupon said township of Nottingham shall be discharged from, and said city of Trenton shall be liable for said surplus revenue; and the said city of Trenton shall be entitled to recover and collect, in their own name, any investments of said revenue which may have been made, as fully as the township of Nottingham might have done as if this act had not been passed.

That part of Nottingham not annexed to Trenton to be annexed to Hamilton.

9. *And be it enacted*, That so much of the township of Nottingham as is not included within the bounds of the ward hereby created shall be and the same is hereby annexed to and made a part of the township of Hamilton, in the county of Mercer.

Commissioners, &c., to continue in office until their terms expire.

10. *And be it enacted*, That the commissioners appointed to take acknowledgment and proof of deeds in and for said township of Nottingham shall continue in office until their respective terms shall expire, and all their acts, as such, shall be as legal as if this act had not been passed; and all township officers now in office in that portion of said township of Nottingham hereby annexed to Trenton are hereby authorized to hold their respective offices until the second Monday in April next.

Present officers of Nottingham to continue in office until second Monday of April.

11. *And be it enacted*, That this act shall take effect on the second Monday in April next.

An act respecting public schools in the city of Trenton.

Approved March 10, 1856.

City to constitute one school district.

1. Be it enacted *by the Senate and General Assembly of the State of New Jersey*, That the whole of the city of Trenton shall constitute one school district, and that every child residing in said

city between the ages of five and eighteen years may be admitted to the public schools thereof, upon such conditions and under such regulations as the superintendent and trustees of the public schools in said city may from time to time prescribe.

Ages of children admitted to school.

2. *And be it enacted*, That at every annual election for city officers in said city, there shall be chosen by the electors of said city one superintendent of public schools, who shall hold his office for one year.

Election of superintendent.

3. *And be it enacted*, That at the next annual ward election in said city, there shall be chosen by the electors of each ward two trustees of public schools, one for one year and the other for two years; and at every annual ward election thereafter there shall be chosen by the electors of each ward one trustee of public schools for the term of two years; the superintendent, together with the trustees, shall have the control, regulation, and management of the public schools in said city.

Trustees to be elected, and term of office.

4. *And be it enacted*, That it shall be the duty of the city clerk, within ten days after every election, to notify the superintendent and trustees of their election, and to report to the state superintendent the name of the city superintendent.

Clerk to notify officers of their election.

5. *And be it enacted*, That the said superintendent shall, within thirty days after notice of his election, and before entering upon the discharge of his duties, enter into a bond, in such sum and with such sureties as the common council of said city may approve, to the inhabitants of said city, in their corporate name, conditioned for the faithful performance of his duties, and for the delivery by him of all books and other property or assets, and the payment of all money in his hands as such officer, to his successor in office within ten days after said successor shall have entered on the discharge of his duties.

Superintendent to give bond.

6. *And be it enacted*, That it shall be the duty of said superintendent to draw for and receive from the county collector, who is hereby authorized and required to pay the same, all moneys appropriated by the board of chosen freeholders to the use of public schools in said city; and the city collectors are hereby authorized and required to pay over to the said superintendent, out of the first moneys by them collected, such sums as may from time to time be directed to be raised in said city for school purposes, as herein after provided, for which payments said superintendent's receipt shall be their sufficient voucher.

Superintendent to draw for and receive moneys from county and ward collectors.

7. *And be it enacted*, That the said trustees shall elect one of their

Trustees to elect a president and secretary.

number to be president, who shall preside at their meetings, and one of their number to be secretary, who shall keep their minutes.

Superintendent not to pay money out, except upon order, &c.

8. *And be it enacted*, That the said superintendent shall pay over no money received by him for the use of the public schools of said city, except upon an order directed by the board of trustees, and signed by their president, which order shall state the purposes for which it is given, and be made payable to the order of the person entitled to receive the money, and be endorsed by him or her; *provided*, that no order shall be drawn unless voted for by a majority of the members present at the meeting by which it may be authorized.

Proviso.

Superintendent and trustees to visit schools, &c.

9. *And be it enacted*, That it shall be the duty of the superintendent and trustees to visit every public school under their charge at least once in every quarter, to examine into the condition of the same, and to advise and consult with the teachers; and they shall cause the result of such visit to be entered in a book to be kept for that purpose in each school; and it shall be the duty of the superintendent to make out a report in writing, and transmit the same to the state superintendent of common schools on or before the fifteenth day of December in each year, of the state and condition of the public schools of said city, the number of scholars taught therein, the terms of tuition, the length of time the schools have been open, the amount of money received by him, and the manner in which it has been appropriated and expended, together with such other information as he may think necessary, or as may be desired by the state superintendent or directed by any act of the legislature.

Superintendent and trustees to examine and license teachers.

10. *And be it enacted*, That all the power and authority given or to be given to town superintendents and trustees by any act of the legislature in relation to the examining and licensing of teachers, shall be possessed by the superintendent and trustees of public schools of said city.

Superintendent to present annual account, &c.

11. *And be it enacted*, That annually, on or before the fifteenth day of March, it shall be the duty of the superintendent to present his account for the past year, with the vouchers in support thereof, to the trustees, who shall thereupon proceed to audit and settle the same, and ascertain the balance due to or from said superintendent; and said trustees shall report said account forthwith to the common council, who shall cause the same to be published with their annual statement of the city finances: accompanying said account, the superintendent and trustees shall also send to the common council estimates of the amount of money which in their opinion it will

be desirable to raise by tax for the support of public schools in said city the ensuing year; which estimates, together with said account, shall be immediately thereafter published in two of the newspapers printed in said city.

12. *And be it enacted*, That the inhabitants of the city of Trenton may, at their annual ward meetings hereafter to be held, order to be raised by tax any sum of money for the support of public schools therein that they may think proper; at such meetings every voter may indicate upon his ticket the amount he desires to be so raised; the votes shall be counted by the election officers, and the amount of money for which the largest number of votes shall have been given shall be immediately thereafter certified by the ward clerks to the common council, who shall add the amount so determined to the sum which they may order to be raised for other city purposes, which amount, as collected, shall be paid over by the collecting officers to the superintendent of public schools, as herein before provided.

Mode of raising money by tax.

13. *And be it enacted*, That whenever and so often as the said superintendent and trustees of public schools shall deem it expedient to raise money by tax or loan to purchase land, and erect school houses thereon, they may, with their annual estimates provided for in the eleventh section of this act, recommend the raising, by tax or loan as they may think best, of such a sum as will in their opinion be requisite to effect the object proposed; and thereupon it shall be the duty of the common council to submit said recommendation to the decision of the citizens at the next city election, and to provide for counting the votes for and against the same, and for certifying the result of such election back to the common council; and if a majority of the votes polled at such election for and against such recommendation shall be in favor thereof, then if said result be in favor of raising said money by tax, it shall be the duty of the said common council to add the amount so voted to be raised to the sum they may order to be raised by tax for other city purposes for that year, and said money, when collected, shall be paid over by the collecting officers of said city to the superintendent of of public schools, and if said result shall be in favor of raising said money by loan, it shall be the duty of the common council to borrow the amount on the credit of the city, on the best terms upon which they can procure the same, and to issue bonds therefor, which bonds shall not be liable to any tax that may be levied by the common council of said city, and thereafter to provide annually, by taxation, for the payment of the interest and the extinguish-

Authority to raise money by tax or loan for school houses, &c.

ment of at least one-tenth of the principal of said loan; and said money, when so borrowed, shall be paid over to the said superintendent of public schools.

Superintendent and trustees, their powers.

14. *And be it enacted,* That the superintendent and trustees of public schools to be elected by virtue of this act, and their successors in office, shall be and they are hereby constituted a body politic and corporate, by the name of "the Superintendent and Trustees of Public Schools of the City of Trenton," and may purchase and hold, in their corporate name as aforesaid, such real estate as may be necessary for the purpose of this act, and may erect public school houses thereon, and, with the concurrence of the common council of said city, may sell or exchange the same, as may best promote the purpose designed by this act; they may also take and hold, in their corporate name aforesaid, such estates, real, personal, or mixed, as may from time to time be conveyed to them by gift, grant, devise, or any other lawful mode, for the purpose of promoting the cause of public education in said city, and may execute any trust having such object in view, upon which said conveyance, or any of them, may be made; and they may so use the rents, issues, and profits of such estates as to promote the cause of public education in said city.

Penalties for neglect on part of superintendent

15. *And be it enacted,* That for neglecting to make to the state superintendent the report required by the ninth section of this act, the city superintendent shall forfeit and pay the sum of ten dollars, and for neglecting to present his annual account to the trustees, as required by the eleventh section of this act, he shall forfeit and pay the sum of fifty dollars, which said penalties, with costs of suit, may be sued for and recovered by the common council, in the corporate name of the city, before any court of competent jurisdiction, and shall, when recovered, be applied to the support of public schools in said city; *provided,* that nothing in this section shall prevent a prosecution and recovery upon the official bond of said superintendent.

16. *And be it enacted,* That all acts and parts of acts inconsistent with this act be and the same are hereby repealed.

17. *And be it enacted,* That this act shall take effect immediately.

ADDITIONAL ORDINANCES

OF THE

CITY OF TRENTON.

An ordinance to change the name of Second street, in the city of Trenton, to that of State street, and also to cause the streets and dwellings in said city to be marked and numbered.

Passed August 2, 1847.

BE IT ORDAINED AND ENACTED *by the Inhabitants of the City of Trenton, in Common Council assembled, and it is hereby enacted by the authority of the same—*

SEC. I. That from and after the passage of this ordinance, the street heretofore called and known by the name of Second street shall hereafter be called and known by the name of State street, and all that part of said Second street heretofore called East Second street shall hereafter be known and named East State street, and all that part of said Second street formerly called West Second street shall hereafter be known and named West State street. Name of st. changed.

SEC. II. That it shall hereafter be the duty of the street committee to have placed at the corners of the streets in this city the names of the different streets, in such situations as they, or a majority of them, may deem best. Names of sts. to be placed on corners.

SEC. III. That the owners of property in this city shall hereafter be compelled to number their houses according to the directions of the street committee; and when the owner or owners of dwellings shall not reside in the city of Trenton, it shall and may be lawful for the occupant or tenant of any such dwelling to number the same, and Houses to be numbered.

deduct the necessary costs out of the rent; and all owners or tenants of property failing to comply with the requisites of this section, after thirty days' notice given by either of the street committee, shall forfeit and pay the sum of three dollars penalty, and a further sum of fifty cents for every month the said house shall remain unnumbered.

Penalty.

SEC. IV. That all ordinances heretofore passed, and coming within the provisions of this ordinance, are hereby repealed.

A supplement to an ordinance concerning the streets, the duty of the street committee and street commissioner.

Passed September 6, 1847.

BE IT ORDAINED AND ENACTED *by the Inhabitants of the City of Trenton, in Common Council assembled, and it is hereby enacted by the authority of the same—*

Locomotives not to be stopped on any st.

SEC. I. That from and after the first day of November next, it shall not be lawful for any railroad company or any other company, or their agent or agents, engineer or engineers, firemen, workmen, laborers, or servants, to stop any locomotive engine, railroad car, or train, so that the same shall stand across any public street in the city of Trenton, or to permit or suffer any such locomotive engine, railroad car, or trains, to stand on or across said street, or any part thereof; and any person or persons, body politic or corporate, offending against this ordinance shall, upon conviction thereof, forfeit and pay the sum of twenty dollars for each offence, one-half to the treasurer of the city, to the use of the city, the other half to the informer.

Penalty.

Boxes, &c., not to be placed on sidewalks.

SEC. II. That if any person or persons shall put, place, pile, or cause to be put, placed, or piled, any boxes, barrels, crates, casks, hogsheads, bricks, boards, stones, scantling, plank, timber, earth, gravel, sand, lime, ashes, coal, wood, or other materials, on any of the footways or sidewalks of any of the public streets in the city of Trenton, and suffer the same to remain there for a longer space of time than [twenty] four hours, unless permission be first had and obtained from the street committee, he, she, or they so offending shall forfeit and pay the sum of eight dollars; *provided*, that this section shall not apply to any steps, porches, or carriage stones

Proviso.

which may have been heretofore made, built, erected, or placed on the said sidewalks.

SEC. III. That if any person shall dig any hole or pit in any of the sidewalks, or in any of the public streets, and suffer the same to remain open for a longer space of time than twenty-four hours, without permission be first had and obtained of the street committee, he, she, or they so offending shall forfeit and pay the sum of eight dollars. No hole or pit to remain open more than twenty-four hours.

SEC. IV. That if any person shall dig any hole or pit in any of the public streets, lanes, or alleys of this city, or tear up any of the pavements, or pile up, heap up any loam, dirt, gravel, stones, bricks, boards, scantling, or other materials, on any of the said public streets, lanes, or alleys, so as to obstruct or in any manner interrupt the free passage of any person carting or travelling in such public street, lane, or alley, and shall suffer the said obstruction to remain in said public street, lane, or alley more than [twenty] four hours, shall forfeit the sum of eight dollars. Bricks, &c., not to be laid in streets.

SEC. V. That if any person or persons shall erect, put, or place, or cause to be put or placed, any porch, stoop, stairs, or steps in or upon the public sidewalk, so that the same shall extend or project into the said public sidewalk more than five feet, he, she, or they so offending shall forfeit and pay the sum of ten dollars; and that so much of the twelfth section of the ordinance to which this is a supplement as conflicts with this ordinance be and the same is hereby repealed. Porches not to project over 5 feet.

See ordinance concerning streets and sidewalks, passed July 17, 1848.

A supplement to an ordinance entitled, "A supplement to an ordinance concerning the streets, the duty of the street committee and street commissioner."

Passed October 4, 1847.

BE IT ORDAINED AND ENACTED *by the Inhabitants of the City of Trenton, in Common Council assembled, and it is hereby enacted by the authority of the same—*

SEC. I. That the second, third, fourth, and fifth sections of the ordinance to which this is a supplement shall go into effect immediately. When certain sections to take effect.

SEC. II. That the word "twenty," in the second and in the

Additional penalty.

fourth sections of the ordinance to which this is a supplement, be and the same is hereby stricken out, and that the following be added to said fourth section, *viz.* "and a further sum of eight dollars for every twenty-four hours such obstruction may remain."

An ordinance to widen the pavements in that part of East State street that lies between the corner of Montgomery street and the Presbyterian church.

Passed December 6, 1847.

BE IT ORDAINED AND ENACTED *by the Inhabitants of the City of Trenton, in Common Council assembled, and it is hereby enacted by the authority of the same—*

Foot pavements to be widened.

SEC. I. That the owners or occupants of the property on the north side of East State street, between Montgomery street and the Presbyterian church, be notified and directed to have the foot pavements of the same widened under the direction of the street committee, in such manner that said pavements shall correspond with the pavement in front of the property of George Dill, at the corner of Montgomery street.

SEC. II. That this act shall go into effect immediately.

An ordinance to regulate the repaving of the footways or sidewalks in the city of Trenton.

Passed December 13, 1847.

BE IT ORDAINED AND ENACTED *by the Inhabitants of the City of Trenton, in Common Council assembled, and it is hereby enacted by the authority of the same—*

See ordinance concerning sts., July 17, 1848.

SEC. I. That whenever any pavement or curbstones which have been, or may hereafter be fixed and laid, shall become moved out or broken up, or otherwise out of order, the owner or owners, tenant or agent, of any house or lot before which such pavement or curbstones may be, shall have the same immediately relaid or repaired.

SEC. II. That in case of the refusal or neglect of any of the owners, tenants, or agents of any property named in the first section of this ordinance for the space of five days after notice in writing given by any one of the street committee to him or them to repave, it shall be lawful for the street committee to repave the same at the expense of the city, keeping a just and true account of the expenses thereof, adding thereto ten per cent.; and they shall have full power and authority, in the name of the city treasurer, to sue for and recover the said expense from the said owner or owners as aforesaid in an action of debt, to be brought before any of the aldermen of this city or any justice of the peace or court having cognizance thereof. Penalty for neglect.

SEC. III. That the thirty-first section of the ordinance concerning the streets, passed March seventh, eighteen hundred and forty-two, be and the same is hereby repealed. Part of former ordinance repealed.

SEC. IV. That this ordinance shall go into effect immediately upon the passage thereof.

An ordinance concerning the streets and sidewalks of the city of Trenton.

Passed July 17, 1848.

BE IT ORDAINED AND ENACTED *by the Inhabitants of the City of Trenton, in Common Council assembled, and it is hereby enacted by the authority of the same—*

SEC. I. That if any person shall put or place any brick, stone, earth, sand, gravel, lime, boards, plank, lumber, timber, shingles, slate, or other articles or materials for building, upon any part of the streets, alleys, footways, sidewalks, pavements, crossings, gutters, drains, or sewers of the city of Trenton, or cause it to be done, or knowingly permit it to be done, or suffer it so there to remain for a longer space of time than four hours, without permission in writing being first had and obtained from the mayor, specifying the position, extent, time, and mode of occupation, (such occupation in no case to exceed one half the width of the street) every person offending in the premises shall, for each and every such offence, forfeit and pay to the use of the city any sum not exceeding eight dollars, and a further sum of two dollars for every twenty-four hours the same shall so thereafter remain. Streets not to be encumbered with lumber, &c. Penalty.

Merchandise, &c., not to be suspended over pavements.

SEC. II. That if any person shall put or place any plough, wheelbarrow, stove, box, barrel, cask, hogshead, crate, scythe, rake, pitchfork, spade, shovel, saw, or other wares, merchandise, or clothing, or other articles of trade or sale upon, or suspend any of the same over any part of the streets, alleys, footways, sidewalks, pavements, or crossings of the city of Trenton, or cause it to be done, or knowingly permit it to be done, or suffer it so there to remain for a longer space of time than four hours, every person offending in the premises shall, for each and every such offence, forfeit and pay to the use of the city any sum not exceeding eight dollars; *provided*, that this section shall not apply to a space within four feet of the front line of any dwelling house, shop, or other building or lot, if appropriated and used by the owner or occupant thereof.

Proviso.

Coal ashes, &c., not to be thrown on streets or sidewalks.

SEC. III. That if any person shall put, place, or throw any brick, stone, earth, sand, gravel, lumber, wood, coal ashes, chips, shavings, leather, cloth, hair scraps, vegetables, refuse, or other article whatsoever, upon any part of the streets, alleys, footways, sidewalks, pavements, crossings, gutters, drains, or sewers of the city of Trenton (except as is herein above excepted and provided for in the first section of this ordinance), or cause it to be done, or knowingly permit it to be done, or suffer it so there to remain for a longer space of time than four hours, every person offending in the premises shall, for each and every such offence, forfeit and pay to the use of the city any sum not exceeding four dollars, and a further sum of one dollar for every hour the same shall so thereafter remain.

Holes not to be dug in streets, &c.

SEC. IV. That if any person shall dig any hole or pit in any part of the streets, alleys, or sidewalks, or tear up, break, or remove any part of the pavement, sidewalks, or crossings, streets, or alleys of the city of Trenton, or cast, pile, or heap up, on or in the same, any loam, dirt, gravel, sand, lime, brick, stone, lumber, wood, coal, chips, ashes, or other article or refuse of any kind, or cause it to be done or knowingly permit it to be done, or suffer it so there to remain for a longer space of time than four hours, (without permission in writing, as herein before provided for,) or in any other manner whatsoever, at any time, obstruct, delay, or hinder or interrupt the free passage of any person walking, riding, carting, or having occasion to pass and use the same, every person offending in the premises shall, for each and every such offence, forfeit and pay to the use of the city any sum not exceeding eight dollars; *provided*, that nothing herein contained shall be so construed as to

Proviso.

prevent the action of the street committee in any repairs, alterations, or improvements authorized by the common council of the city, or requisite and necessary for the introduction and repairs of water pipes.

Sec. V. That if any person shall erect, put, or place, or cause to be erected, any porch, stoop, stones, or steps, in or upon any of the sidewalks in any of the streets of the city of Trenton, extending or projecting from the house or other building more than five-twelfths of the width of the sidewalk, every person offending in the premises shall, for each and every such offence, forfeit and pay to the use of the city any sum not exceeding ten dollars, and a further sum of five dollars for every twenty-four hours the same shall so remain and continue after conviction as aforesaid. Porches regulated.

Sec. VI. That whenever any curbstone or pavement along or upon any of the sidewalks of the city of Trenton shall become displaced or broken, or worn, or otherwise out of order and needing repair, the owner or owners, tenant or occupant, of any house, shop, or lot, in front or upon which such curbstone or pavement may be, shall have the same relaid and repaired, as may be required, upon six days' notice in writing by the street committee of the city, under a penalty or forfeiture of two dollars for every seven days' neglect or omission. Broken curbs and pavements to be repaired on six days' notice.

Sec. VII. That if any person offending in any of the premises aforesaid shall be thereof convicted upon view of the mayor, recorder, or either of the aldermen of the city of Trenton, or confession of the party offending, or proof of any witness, upon oath or affirmation, the said mayor, recorder, or alderman before whom such conviction may be had shall direct and send his warrant, under his hand and seal, to the marshal or other officer of the city authorized to execute the same, commanding him to levy the said forfeiture or penalty by distress and sale of the goods and chattels of such offender, with the costs, and to pay the money thereon arising to the treasurer, for the use of the city. Penalty for infringing this ordinance.

Sec. VIII. That all ordinances and parts of ordinances heretofore enacted inconsistent with the provisions of this ordinance be and the same are hereby repealed.

An ordinance authorizing the widening of the sidewalks on the south side of State street, from Montgomery street to the Delaware and Raritan canal.

Passed September 4, 1848.

BE IT ORDAINED AND ENACTED *by the Inhabitants of the City of Trenton, in Common Council assembled, and it is hereby enacted by the authority of the same—*

Pavement to be 12 feet feet wide.

SEC. I. That the owners, occupants, or agents of the property on the south side of that part of State street lying between Montgomery street and the Delaware and Raritan canal, be notified and directed, by the street committee, to have the foot pavement of the same widened and relaid to the width of twelve feet.

Penalty for neglect.

SEC. II. That if any person or persons designated in the foregoing section shall neglect or refuse for the space of thirty days to widen, or cause to be widened, the pavement or pavements in front of their property in said street, as above specified, such person or persons so offending shall, upon conviction thereof before the mayor, recorder, or either of the aldermen of the said city, forfeit and pay, for each and every such offence, the sum of two hundred dollars.

An ordinance to vacate a street, formerly known as the "road leading to Beatty's ferry."

Passed February 17, 1856.

BE IT ORDAINED AND ENACTED *by the Inhabitants of the City of Trenton, in Common Council assembled, and it is hereby enacted by the authority of the same—*

That after the passage of this ordinance, all that certain street in the city of Trenton, beginning at the old ferry formerly known as Beatty's ferry, and ending in Calhoun's lane, be and the same is hereby vacated.

An ordinance to rectify an ordinance entitled, "An ordinance to vacate a street, formerly known as the road leading to Beatty's ferry," passed seventeenth February, eighteen hundred and forty-nine.

Passed June 13, 1849.

WHEREAS, in the ordinance above referred to, the name of "Beatty's ferry" is used by mistake, instead of "Rutherford's ferry," therefore—

BE IT ORDAINED AND ENACTED *by the Inhabitants of the City of Trenton, in Common Council assembled, and it is hereby enacted by the authority of the same*—

That wherever, in the said ordinance, the name of "Beatty's ferry" occurs, the same shall be expunged, and the name of "Rutherford's ferry" inserted in the place thereof.

An ordinance to vacate part of a road or street, commonly called West Canal street.

Passed July 13, 1849.

WHEREAS, a road or street, commonly called West Canal street, was several years ago laid out on the west side of the canal, in the city of Trenton, and many citizens having petitioned that a part of said road or street lying south of State street, which has never been opened, may be vacated, therefore—

BE IT ORDAINED AND ENACTED *by the Inhabitants of the City of Trenton, in Common Council assembled, and it is hereby enacted by the authority of the same*—

That all that part of the said road or street, formerly laid out on the west side of the Delaware and Raritan canal, in the city of Trenton, situate between and extending from State street, on the north, to Front street, on the south, be and the same is hereby vacated.

An ordinance to vacate part of the street commonly called West Canal street.

Passed December 3, 1849.

BE IT ORDAINED AND ENACTED *by the Inhabitants of the City of Trenton, in Common Council assembled, and it is hereby enacted by the authority of the same—*

That that part of the street commonly called West Canal street, which lies between Front street and the Assanpink creek, be and the same is hereby vacated.

An ordinance to vacate a part of West Canal street, between Perry and Academy streets.

Passed January 26, 1850.

Preamble. Whereas the owners of the lands lying on the west side of the canal between Perry and Academy streets, have represented that they contemplate the construction of a large basin thereon for the accommodation of boats and vessels, and have asked, as a means of facilitating said object, that that part of the street, commonly called West Canal street, which is between said Perry and Academy streets, may be vacated; and whereas the common council, being fully impressed with the importance of promoting the prosperity of the city, by increasing its means of trade and commerce, although unwilling to vacate the whole of said street, as asked for, are nevertheless desirous to encourage the object proposed as far as they can with just regard to the rights and interests of others—therefore,

BE IT ORDAINED AND ENACTED *by the Inhabitants of the City of Trenton, in Common Council assembled, and it is hereby enacted by the authority of the same—*

What part of street vacated. SEC. I. That so much of said West Canal street between Perry and Academy streets as lies on the west side of the following line, *viz.* beginning in said West Canal street, thirty feet from the west side thereof, at a point which is in range with the north side of Academy street, and running thence, the course of said West Canal street, to a point eighty feet short of Perry street, and thence such course as will strike the present point of intersection of the west

side of said West Canal street and the south side of Perry street, be and the same is hereby vacated; *provided however*, that this ordinance shall not take effect, unless a basin for the accommodation of boats and vessels shall be constructed on the land lying west of the above described line within the period of one year.

Conditions on which owners of basin may excavate slip.

SEC. II. That it shall be lawful for the owners of said basin to excavate across said West Canal street a navigable cut or slip, to connect the canal with the basin aforesaid, and to keep said cut or slip open for ever; *provided however*, that the right to keep said cut or slip open shall depend upon and exist only so long as a good and substantial bridge over said cut or slip, of such dimensions, and to be placed by said owners in such position as the street committee may approve, shall be kept up and maintained at the cost and charge of the owners of the aforesaid basin.

Posts and railing to be kept up.

SEC. III. That it shall be the duty of the said owners (and the privileges granted them in this ordinance are upon this additional condition) to keep up and maintain along the east side of said basin strong and substantial posts, connected by railing, sufficient to guard against accidents which might arise from the proximity of said basin to said street.

A supplement to an ordinance entitled, "An ordinance to vacate a part of West Canal street between Perry and Academy streets," passed January twenty-sixth, eighteen hundred and fifty.

Passed January 6, 1851.

BE IT ORDAINED AND ENACTED *by the Inhabitants of the City of Trenton, in Common Council assembled, and it is hereby enacted by the authority of the same*—

That the ordinance to which this is a supplement shall take effect if the basin referred to in the proviso to the first section thereof be constructed within three years from the passage of said ordinance, anything in said proviso to the contrary notwithstanding.

An ordinance to vacate that part of West Canal street lying between Commerce street and the Trenton basin.

Passed March 25, 1851.

BE IT ORDAINED AND ENACTED *by the Inhabitants of the City of Trenton, in Common Council assembled, and it is hereby enacted by the authority of the same—*

That all that part of the road or street called West Canal street, situate between and extending from Commerce street, on the north, to the Trenton basin, on the south, be and the same is hereby vacated.

An ordinance to require the sidewalks along the lots fronting on the west side of Greene street, between State and Front streets, to be paved to the width prescribed by law.

Passed August 5, 1850.

BE IT ORDAINED AND ENACTED *by the Inhabitants of the City of Trenton, in Common Council assembled, and it is hereby enacted by the authority of the same—*

Pavement to be widened.

SEC. I. That the owners of lots fronting on the west side of Greene street between State and Front streets, and the tenants of those of said lots whose owners do not reside in this city, be and they are hereby required to extend the pavement in front of their respective premises to the width prescribed by the thirteenth section of the ordinance entitled, "An ordinance concerning the streets, the duty of the street committee and street commissioner," passed the seventh day of March, A. D. one thousand eight hundred and forty-two.

Gutters to be relaid, and in what manner.

SEC. II. That each of said owners or tenants shall have the gutter pavement in front of his her or their premises relaid at his, her, or their own expense; and in such relaying, shall put either a course of narrow smooth flagstone or a double course of hard bricks placed edgewise next to the curbstones, to facilitate the passage of water down the gutter.

Cartways to be paved.

SEC. III. That wherever within said district any cartway has been stopped up, it shall be the duty of the owners of the lot fronting on said cartway to curb and pave the same corresponding with the adjoining pavements.

SEC. IV. That the street committee of the common council are hereby appointed to superintend the work above directed to be done, and prescribe the manner in which the same shall be performed; and that the materials to be used in said work shall be such as said committee shall approve. Work to be done under superintendence of street committee.

SEC. V. That if the owner or owners of any lot herein before referred to, or the tenant of any lot the owner of which does not reside in this city, shall neglect for the space of four weeks after the passage of this ordinance to comply therewith, he, she, or they so neglecting shall forfeit and pay the sum of five dollars; and for every week's delay thereafter shall forfeit and pay an additional sum of five dollars; to be sued for from time to time, and recovered with costs of suit, in an action of debt by and in the name of the treasurer of the city, for the use of the city, before any justice of the peace thereof or any other court having cognizance of the same. Penalty for refusal or neglect.

An ordinance authorizing the widening of the sidewalks in a part of Warren street.

Passed October 3, 1851.

BE IT ORDAINED AND ENACTED *by the Inhabitants of the City of Trenton, in Common Council assembled, and it is hereby enacted by the authority of the same—*

SEC. I. That the owners of property on the east side of Warren street, between State and Perry streets, and the owners of property on the west side of Warren street, between State and Union streets, be and they are hereby required and directed to have the sidewalks opposite their respective houses, lots, alleys, and passageways widened in such manner that said sidewalks shall be fifteen feet in width from the houses to the outside of the curbstones; said curbstones to be set in a straight line from State street to Perry and Union streets, respectively, under the direction of the city surveyor. Pavement to be 15 feet feet wide.

SEC. II. That said pavements be put down with the materials and in the manner prescribed in the ordinance entitled, "An ordinance for grading, curbing, paving, flagging, and gravelling certain sidewalks, and for repaving the same when necessary."

An ordinance to accept certain land, dedicated by the owner thereof, to widen a part of Front street.

Passed September 2, 1850.

Preamble. Whereas Henry McCall, junior, and Charlotte his wife have by their deed, dated the thirteenth day of July, A. D. one thousand eight hundred and fifty, dedicated to "the Inhabitants of the City of Trenton," for the purpose of widening that part of Front street which is between Montgomery and Stockton streets the following described land, to wit: beginning at a stake on the east side of Montgomery street and on the south side of Front street, as said street has existed heretofore, said stake being forty-three feet from the southwestern corner of Charles H. Bottom's brick house, measuring from the said corner of said house along the east side of Montgomery street (said house standing on the northeast corner of Montgomery and Front streets), and running thence, by the south side of Front street, as it has heretofore existed south, eighty-seven and a half degrees east, five hundred and eighty-six feet six inches, to the western side of Stockton street; thence by Stockton street, south one and three quarter degrees west, eleven feet; thence north, eighty-eight and a half degrees west, (parallel to the north side of said Front street, as it has heretofore existed) five hundred and eighty-six feet, to Montgomery street; and thence by Montgomery street north, three and a half degrees west, seventeen feet, to the place of beginning, containing two-hundredths of an acre of land; upon this condition nevertheless, that the said deed shall cease to operate, and become entirely null and void, and that the land so dedicated shall revert to the grantors, their heirs and assigns, who shall be at full liberty to enter upon and enclose and resume the exclusive enjoyment thereof whenever, by any lawful authority, any part of said Front street opposite to or in front of the land so dedicated shall be vacated or authorized to be enclosed within the enclosure of any individual so as to be no longer an open street free in its whole width for the use of the public at large, and with a reservation to the grantors, their heirs and assigns, of all the right and interest, either in possession or reversion, in the lands so dedicated, which they would retain had the said land been taken for a public road or street by any other legal proceeding whatever—now therefore,

Be it ordained and enacted *by the Inhabitants of the City of Trenton, in Common Council assembled, and it is hereby enacted by the authority of the same*—

That the land so dedicated by the said Henry McCall, junior, and Charlotte his wife be and it is hereby accepted for the purpose, and subject to the condition and reservation contained in the deed of dedication, and that the same is made a part of Front street, as fully as if it had been originally included within the bounds of said street. Land dedicated to be included in Front street.

An ordinance to accept certain lands, dedicated by the owners thereof, as public streets.

Passed March 12, 1851.

Be it ordained and enacted *by the Inhabitants of the City of Trenton, in Common Council assembled, and it is hereby enacted by the authority of the same—*

Sec. I. That the land dedicated by Thomas Cadwalader and Maria C. his wife, James M. Redmond and Ann B. his wife, William P. Sherman and Sarah Ann his wife, Lewis P. Higbee and Mary his wife, Lucy Ann Higbee, Jacob Waldburg and Elizabeth his wife, and John H. McIntosh and Charlotte his wife, as and for a public street, by deed dated the sixteenth day of May, A. D. one thousand eight hundred and fifty, be and the same is hereby accepted; and that the said street shall be called and known by the name of Carroll street. Carroll st.

Sec. II. That the land dedicated by Thomas Cadwalader and Maria C. his wife, James M. Redmond and Ann B. his wife, and William P. Sherman and Sarah Ann his wife, as and for a public street, by deed dated the seventeenth day of May, A. D. one thousand eight hundred and fifty, be and the same is hereby accepted; and that the said street shall be called and known by the name of Ewing street. Ewing st.

Sec. III. That the land dedicated by Thomas Cadwalader and Maria C. his wife, James M. Redmond and Ann B. his wife, and William P. Sherman and Sarah Ann his wife, as and for a public street, by deed dated the eighteenth day of May, A. D. one thousand eight hundred and fifty, be and the same is hereby accepted; and that the said street shall be called and known by the name of Elizabeth street. Elizabeth st.

Sec. IV. That the land dedicated by James M. Redmond and Ann B. his wife, and William P. Sherman and Sarah Ann his wife, Ogden st.

as and for a public street, by deed dated the twentieth day of May, A. D. one thousand eight hundred and fifty, be and the same is hereby accepted; and that the said street shall be called and known by the name of Ogden street.

Southard st. SEC. V. That the land dedicated by James M. Redmond and Ann B. his wife, and William P. Sherman and Sarah Ann his wife, as and for a public street, by deed dated the twenty-first day of May, A. D. one thousand eight hundred and fifty, be and the same is hereby accepted; and that the said street shall be called and known by the name of Southard street.

Cross street. SEC. VI. That the land dedicated by James M. Redmond and Ann B. his wife, and William P. Sherman and Sarah Ann his wife, as and for a public street, by deed dated the twenty-second day of May, A. D. one thousand eight hundred and fifty, be and the same is hereby accepted; and that the said street shall be called and known by the name of Cross street.

Monmouth street. SEC. VII. That the land dedicated by James M. Redmond and Ann B. his wife, William P. Sherman and Sarah Ann his wife, Charles Hunt and Emeline his wife, and William McKee, junior, and Elizabeth his wife, as and for a public street, by deed dated the twenty-third day of May, A. D. one thousand eight hundred and fifty, be and the same is hereby accepted; and that the said street shall be called and known by the name of Monmouth street.

Tucker st. SEC. VIII. That the land dedicated by John Bellerjeau and Jane his wife, Daniel Bellerjeau, Johnes Brearley, Eliza Brearley, Achsah Brearley, Jane Brearley, William B. Paul and Achsah his wife, James K. Bellerjeau, Samuel O. Bellerjeau, and George P. Fuhrman and Catharine his wife, as and for a public street, by deed dated the twenty-ninth day July, A. D. one thousand eight hundred and fifty, be and the same is hereby accepted; and that the said street shall be called and known by the name of Tucker street.

Ringgold st. SEC. IX. That the land dedicated by John Bellerjeau and Jane his wife, Daniel Bellerjeau, Johnes Brearley, Eliza Brearley, Achsah Brearley, Jane Brearley, William B. Paul and Achsah his wife, James K. Bellerjeau, and Samuel O. Bellerjeau, as and for a public street, by deed dated the first day of August, A. D. one thousand eight hundred and fifty, be and the same is hereby accepted; and that the said street shall be called and known by the name of Ringgold street.

Barnes st. SEC. X. That the land dedicated by Joseph C. Potts and Elizabeth his wife, as and for a public street, by deed dated the nineteenth day of October, A. D. one thousand eight hundred and fifty,

be and the same is hereby accepted; and that the said street shall be called and known by the name of Barnes street.

SEC. XI. That the land dedicated by William Grant, junior, and Jane his wife, Joseph Whittaker, Benjamin Fish and Maria his wife, Lucy Ann Higbee, Lewis P. Higbee and Mary his wife, Jacob Waldburg and Elizabeth his wife, and John H. McIntosh and Charlotte his wife, as and for a public street, by deed dated the sixteenth day of October, A. D. one thousand eight hundred and fifty, be and the same is hereby accepted; and that the said street shall be called and known by the name of Commerce street. Commerce street.

An ordinance locating a continuation of Millham road, (or Clinton street).

Passed November 20, 1854.

BE IT ORDAINED AND ENACTED *by the Inhabitants of the City of Trenton, in Common Council assembled, and it is hereby enacted by the authority of the same—*

That the way heretofore laid out and used, and dedicated by Gregory A. Perdicaris and wife, Xenophon J. Maynard and wife, John Yard, junior, and wife, and "the Mercer Cemetery at Trenton," to the Inhabitants of the City of Trenton, by deed dated the second day of October, A. D. eighteen hundred and fifty-four, running from the point where the Millham road and East State street meet, and in continuation of the said Millham road (or Clinton street) southerly, fifty-three feet in width to the middle of the Assanpink creek, as described in said deed, and the map thereunto annexed, be and the same is hereby located, accepted, and declared to be a public street of said city.

An ordinance to lay out a street from the northerly end of Carroll street to Perry street.

Passed April 3, 1855.

Whereas, on the sixth day of June, A. D. eighteen hundred and fifty-three, the common council of this city did adjudge that the Preamble.

public good required that a street should be laid out fifty feet wide running from the northerly end of Carroll street to Perry street, the same course as Carroll street now runs; and whereas the said common council, not being able to agree with the owners of the lands required for the same, did make application to the mayor for the appointment of three disinterested freeholders of the said city, commissioners to make an estimate and assessment of the damages that might be sustained by the owners of the land necessary for the laying out of said street; and whereas, pursuant to said application, the mayor did nominate and appoint Samuel S. Stryker, Armitage Green, and Joseph G. Brearley commissioners to make such estimate and assessment, and did appoint a time and place for their meeting, and direct the notice to be given to the persons interested; and whereas said commissioners, having taken the oath required by law before the said mayor, did meet at the time and place appointed, and proceed to view said land, with the appurtenances, and to make a just and equitable estimate or appraisement of the value of the same and assessment of damages, and after taking into view the value of the said land, with the appurtenances, and the injury or benefit to the owners thereof, did report, in writing under their hands and seals, what sum should be paid by the common council for such land, with the appurtenances and damages aforesaid, which report was filed within ten days thereafter, together with the said application and appointment and oaths of the said commissioners, with the clerk of the city, there to remain of record, as will appear by the minutes of the common council and by said report, reference being thereunto had; and whereas said sum has been paid to the owners of said lands so required—therefore,

Be it ordained and enacted *by the Inhabitants of the City of Trenton, in Common Council assembled, and it is hereby enacted by the authority of the same—*

Street laid out.

Sec. I. That a street fifty feet wide be and the same is hereby laid out, running from the northerly end of Carroll street to Perry street the same course as Carroll street now runs, and that the lands required for said street, referred to in the resolutions of council and the said report, are hereby taken and appropriated for that purpose.

To be known as Carroll street.

Sec. II. That said street, being a continuation of Carroll street, shall be also called and known by the name of Carroll street.

An ordinance for grading, curbing, paving, flagging, and gravelling certain sidewalks, and for repaving the same when necessary.

Passed April 7, 1851.

BE IT ORDAINED AND ENACTED *by the Inhabitants of the City of Trenton, in Common Council assembled, and it is hereby enacted by the authority of the same—*

SEC. I. That the owners of lots, alleys, or passage ways, fronting on or adjoining either side of Warren street, between the head thereof and a line drawn across said street sixty-eight feet north of the middle of the arch of the Assanpink bridge; either side of Greene street, between the head thereof and the wooden floor of the Assanpink bridge; either side of Montgomery street, between Perry street and the wooden floor of the Assanpink bridge; the west side of Stockton street, between Academy street and State street; the west side of Willow street, between the Pennington road and Spring street; the east side of Willow street, between Tucker street and the Feeder; the north side of Washington street, between Warren street and the lot belonging to Ephraim Ryno; the north side of Front street, between Stockton street and Montgomery street; either side of Front street, between Montgomery street and Willow street; either side of State street, between the canal and Calhoun's lane; either side of Hanover street, between Stockton street and Warren street; either side of Academy street, between Stockton street and Greene street; either side of Perry street, between Stockton street and Warren street; the south side of Spring street, between Willow street and the west line of Ebenezer Claflin's lot; the north side of Spring street, between Willow street and the west line of Patrick Murphy's lot; and either side of the Pennington road, between Warren street and Calhoun's lane, be and they are hereby required (except where the same is already done so as to correspond with the requisitions of this ordinance) to grade, curb, pave, flag, and gravel the sidewalks in front of or adjoining their respective lots, alleys, or passageways, in the manner and with the materials herein after prescribed. Certain alleys, &c., to be paved.

SEC. II. That the street committee of the common council are hereby appointed to superintend said work.

SEC. III. That said sidewalks shall be, respectively, raised or lowered, as the case may require, to the grades which the present city regulator and surveyor may have fixed under his contract with the Sidewalks to be graded.

common council. Each sidewalk, when paved, shall have a pitch of not more than one inch nor less than a quarter of an inch to every foot from the line of the street to the curbstones. It shall be the duty of said regulator and surveyor to set, in front of each lot, all the stakes that may be needed to show the proper grade and pitch; for this service he shall be entitled to demand and receive for each lot, from the owner or owners thereof, the sum of two cents per foot, measured along the curbstones.

Curbstones, paving, &c., regulated.

SEC. IV. That the curbstones to be used shall be dressed smooth and square on the exposed surfaces. They must be set at the distances from the lines of the street prescribed by existing ordinances. On those streets where the distances are not now fixed by ordinance, they must be so set that the distance from the line of the street to the outside of the curbs shall be one-fifth part of the whole width of the street. These distances may be changed at the request of any lot owner, when circumstances may render it advisable, by consent of the street committee, if approved by the regulator and surveyor. The curbstones may be such as are procured either from the quarries in the township of Ewing or from those on the Hudson river; if the former, they must be at least five inches thick on the top, eighteen inches deep, and two feet long; if the latter, they must be at least three and a half inches thick on the top, sixteen inches deep, and must average at least three and a half feet long. The street committee may allow the omission of curbing opposite to any cartway, and permit the owner or occupant, in lieu of such curbing, to pave with boulders or hard bricks placed edgewise for ease of access. Curbstones, not of the kind above described, which now stand against pavements that do not need to be raised, lowered, or relaid, may remain until such pavements become so worn as to require relaying, when said curbstones shall be removed, and replaced by such as are herein before prescribed.

Bricks or flagstones to be used for paving.

SEC. V. That the pavements shall be laid with good hard whole bricks or with smooth flagstones. Where there are dwelling houses on the line of the street, the pavements must extend from the curbstones to the houses; where there is no dwelling house, the pavement need be only six feet wide from the curbstones; but in that case the space between the pavement and the line of the street must be gravelled to the same grade with the pavement. Every cartway crossing a pavement shall have a level surface, at least four feet wide, laid with smooth flagstones; the residue of such cartway may be paved with boulders or hard bricks placed edgewise.

SEC. VI. That in case any pavement heretofore laid on any side-

walk, or any which may hereafter be laid in conformity with this ordinance, shall become worn out or broken up so as to render it necessary that said sidewalk be repaved, in whole or in part, it shall be the duty of the owner or owners of the lot, alley, or passageway fronting on or adjoining such sidewalk, on being notified so to do in writing by the street committee of the common council, to have said sidewalk repaved forthwith, in whole or in part, as said notice may require. Said notice shall be sufficient, if delivered to or left at the residence of the owner or any one of the owners (if more than one) residing in this city; but if none of the owners reside in this city, then it shall be sufficient if said notice be set up at some conspicuous place on the premises fronting on or adjoining said sidewalk.

Repairing to be done on requisition of street committee.

Sec. VII. That if the owner or owners of any lot, alley, or passageway, who by this ordinance is or are required to grade, curb, pave, flag, or gravel the sidewalk in front of or adjoining his, her, or their premises, shall not comply in all respects with such requisition for the space of sixty days from the passage of this ordinance, he, she, or they shall forfeit and pay the sum of ten dollars penalty, and the further sum of five dollars penalty for each additional week's delay thereafter.

Penalty for avoidance.

Sec. VIII. That if the owner or owners of any lot, alley, or passageway, who shall be notified by the street committee to have his, her, or their sidewalk repaved, in whole or in part, under the authority of the sixth section of this ordinance, shall not comply with such notice for the space of ten days after the same shall have been delivered, left, or set up, as herein before provided, he, she, or they shall forfeit and pay the sum of five dollars penalty, and the further sum of five dollars penalty for each additional week's delay thereafter.

Penalty for not repaving.

A supplement to an ordinance entitled, "An ordinance for grading, curbing, paving, flagging, and gravelling certain sidewalks, and for repaving the same when necessary," passed April seventh, eighteen hundred and fifty-one.

Passed September 1, 1851.

BE IT ORDAINED AND ENACTED *by the Inhabitants of the City of Trenton, in Common Council assembled, and it is hereby enacted by the authority of the same—*

Certain alleys, &c., to be paved.

SEC. I. That the owners of lots, alleys, or passageways, fronting on or adjoining either side of Broad street, between the Assanpink bridge and Ferry street; either side of Bloomsbury street, between the Assanpink bridge and Ferry street; either side of Union street, between Ferry street and Market street; either side of Decatur street, between Market street and Bridge street; either side of Fall street, between Union street and Bloomsbury street; either side of Lamberton street, from its intersection with Bloomsbury street, to Market street; either side of Bridge street, between Bloomsbury street and Centre street; either side of Willow street, between Front street and the Feeder, be and they are hereby required (except where the same is already done so as to correspond with the requisitions of this ordinance) to grade, curb, pave, flag, and gravel the sidewalks in front of or adjoining their respective lots, alleys, or passageways, in the manner and with the materials herein after prescribed.

SEC. II. That the street committee of the common council are hereby appointed to superintend said work.

Sidewalks to be graded.

SEC. III. That said sidewalks shall be, respectively, raised or lowered, as the case may require, to the grades which the present city regulator and surveyor may have fixed under his contract with the common council. Each sidewalk, when paved, shall have a pitch of not more than one inch nor less than a quarter of an inch to every foot from the line of the street to the curbstones. It shall be the duty of said regulator and surveyor to set in front of each lot all the stakes that may be needed to show the proper grade and pitch; for this service he shall be entitled to demand and receive for each lot, from the owner or owners thereof, the sum of two cents per foot, measured along the curbstones.

Curbstones, paving, &c., regulated.

SEC. IV. That the curbstones to be used shall be dressed smooth and square on the exposed surfaces. They must be so set that the distance from the line of the street to the outside of the curbs

shall be one-fifth part of the whole width of the street. These distances may be changed, at the request of any lot owner, when circumstances may render it advisable, by consent of the street committee, if approved by the regulator and surveyor. The curbstones may be such as are procured either from the quarries in the township of Ewing or from those on the Hudson river; if the former, they must be at least five inches thick on the top, eighteen inches deep, and two feet long; if the latter, they must be at least three and a half inches thick on the top, sixteen inches deep, and must average at least three and a half feet long. The street committee may allow the omission of curbing opposite to any cartway, and permit the owner or occupant, in lieu of such curbing, to pave with boulders or hard bricks placed edgewise for ease of access. Curbstones, not of the kind above described, which now stand against pavements that do not need to be raised, lowered, or relaid, may remain until such pavements become so worn as to require relaying, when said curbstones shall be removed, and replaced by such as are herein before prescribed.

Bricks or flagstones to be used for paving.

SEC. V. That the pavements shall be laid with good hard whole bricks or with smooth flagstones. Where there are dwelling houses on the line of the street, the pavements must extend from the curbstones to the houses; where there is no dwelling house, the pavement need be only six feet wide from the curbstones; but in that case the space between the pavement and the line of the street must be gravelled to the same grade with the pavement. Every cartway crossing a pavement shall have a level surface, at least four feet wide, laid with smooth flagstones; the residue of such cartway may be paved with boulders or hard bricks placed edgewise.

Repairing to be done on requisition of street committee.

SEC. VI. That in case any pavement heretofore laid on any sidewalk embraced by this ordinance, or any which may hereafter be laid in conformity herewith, shall become worn out or broken up so as to render it necessary that said sidewalk be repaved, in whole or in part, it shall be the duty of the owner or owners of the lot, alley, or passageway fronting on or adjoining such sidewalk, on being notified so to do in writing by the street committee of the common council, to have said sidewalk repaved forthwith, in whole or in part, as said notice may require. Said notice shall be sufficient if delivered to or left at the residence of the owner, or any one of the owners (if more than one) residing in this city; but if none of the owners reside in this city, then it shall be sufficient if said notice be set up at some conspicuous place on the premises fronting on or adjoining said sidewalk.

Penalty for avoidance.

SEC. VII. That if the owner or owners of any lot, alley, or passageway, who by this ordinance is or are required to grade, curb, pave, flag, or gravel the sidewalk in front of or adjoining his, her, or their premises, shall not comply in all respects with such requisition for the space of thirty days from the passage of this ordinace, he, she, or they shall forfeit and pay the sum of ten dollars penalty, and the further sum of five dollars penalty for each additional week's delay thereafter.

Penalty for not repaving.

SEC. VIII. That if the owner or owners of any lot, alley, or passageway, who shall be notified by the street committee to have his, her, or their sidewalk repaved, in whole or in part, under the authority of the sixth section of this ordinance, shall not comply with such notice for the space of ten days after the same shall have been delivered, left, or set up, as herein before provided, he, she, or they shall forfeit and pay the sum of five dollars penalty, and the further sum of five dollars penalty for each additional week's delay thereafter.

An ordinance relative to the paving of the sidewalk in front of a certain lot on the west side of Willow street.

Passed December 1, 1851.

BE IT ORDAINED AND ENACTED *by the Inhabitants of the City of Trenton, in Common Council assembled, and it is hereby enacted by the authority of the same—*

Certain property exempted from operation of ordinance.

SEC. I. That the owners of the wharf lot at the intersection of of Willow street and the canal feeder be and they are hereby exempted from the operation and provisions of the ordinance entitled, "A supplement to an ordinance entitled an ordinance for grading, curbing, paving, flagging, and gravelling certain sidewalks, and for repaving the same when necessary," passed the fifth day of September, A. D. 1851, so far as the same relate to or affect said lot, upon condition that the owners of said lot cause the same to be paved with the materials and in the manner prescribed in said ordinance for the paving of cartways, except that the flagstones shall be laid in two parallel courses not less than eighteen inches wide.

Contingent repeal.

SEC. II. That it shall be lawful for common council to repeal this ordinance whenever said lot shall cease to be used as a wharf or landing.

An ordinance for grading, curbing, paving, flagging, and gravelling certain sidewalks, and for repaving the same when necessary.

Passed March 20, 1853.

BE IT ORDAINED AND ENACTED *by the Inhabitants of the City of Trenton, in Common Council assembled, and it is hereby enacted by the authority of the same—*

SEC. I. That the owners of lots, alleys, or passageways, fronting on or adjoining either side of Centre or Second street, in the third ward, from Broad street to Federal street; and either side of Market street, from Bloomsbury street to the wooden floor of the Assanpink bridge; and on the north side of Union street, from Warren to Willow street, be and they are hereby required (except where the same is already done so as to correspond with the requisitions of this ordinance) to grade, curb, pave, flag, and gravel the sidewalks in front of or adjoining their respective lots, alleys, or passageways, in the manner and with the materials herein after prescribed. Certain alleys, &c., to be paved.

SEC. II. That the street committee of the common council are hereby appointed to superintend said work.

SEC. III. That said sidewalks shall be, respectively, raised or lowered, as the case may require, to the grades which the present city regulator and surveyor may have fixed under his contract with the common council. Each sidewalk, when paved, shall have a pitch of not more than one inch nor less than a quarter of an inch to every foot from the line of the street to the curbstones. It shall be the duty of said regulator and surveyor to set in front of each lot all the stakes that may be needed to show the proper grade and pitch; for this service he shall be entitled to demand and receive for each lot, from the owner or owners thereof, the sum of two cents per foot, measured along the curbstones. Sidewalks to be graded.

SEC. IV. That the curbstones to be used shall be dressed smooth and square on the exposed surfaces. They must be set at the distances from the lines of the street prescribed by existing ordinances. On those streets where the distances are not now fixed by ordinance, they must be so set that the distance from the line of the street to the outside of the curbs shall be one-fifth part of the whole width of the street. These distances may be changed at the request of any lot owner, when circumstances may render it advisable, by consent of the street committee, if approved by the Curbstones, paving, &c., regulated.

regulator and surveyor. The curbstones may be such as are procured either from the quarries in the township of Ewing or from those on the Hudson river; if the former, they must be at least five inches thick on the top, eighteen inches deep, and two feet long; if the latter, they must be at least three and a half inches thick on the top, sixteen inches deep, and must average at least three and a half feet long. The street committee may allow the omission of curbing opposite to any cartway, and permit the owner or occupant, in lieu of such curbing, to pave with boulders or hard bricks placed edgewise for ease of access. Curbstones not of the kind above described, which now stand against pavements that do not need to be raised, lowered, or relaid, may remain until such pavements become so worn as to require relaying, when said curbstones shall be removed, and replaced by such as are herein before prescribed.

Bricks or flagstones to be used for paving.

Sec. V. That the pavements shall be laid with good hard whole bricks or with smooth flagstones. Where there are dwelling houses on the line of the street, the pavements must extend from the curbstones to the houses; where there is no dwelling house, the pavement need be only six feet wide from the curbstones; but in that case the space between the pavement and the line of the street must be gravelled to the same grade with the pavement. Every cartway crossing a pavement shall have a level surface, at least four feet wide, laid with smooth flagstones; the residue of such cartway may be paved with boulders or hard bricks placed edgewise.

Repairing to be done on requisition of street committee.

Sec. VI. That in case any pavement heretofore laid on any sidewalk, or any which may hereafter be laid in conformity with this ordinance, shall become worn out or broken up, so as to render it necessary that said sidewalk be repaved, in whole or in part, it shall be the duty of the owner or owners of the lot, alley, or passageway fronting on or adjoining such sidewalk, on being notified so to do in writing by the street committee of the common council, to have said sidewalk repaved forthwith, in whole or in part, as said notice may require. Said notice shall be sufficient if delivered to or left at the residence of the owner, or any one of the owners (if more than one) residing in this city; but if none of the owners reside in this city, then it shall be sufficient if said notice be set up at some conspicuous place on the premises fronting on or adjoining said sidewalk.

Penalty for avoidance.

Sec. VII. That if the owner or owners of any lot, alley, or passageway, who by this ordinance is or are required to grade, curb, pave, flag, or gravel the sidewalk in front of or adjoining his, her,

or their premises, shall not comply in all respects with such requisition for the space of sixty days from the passage of this ordinance, he, she, or they shall forfeit and pay the sum of ten dollars penalty, and the further sum of five dollars penalty for each additional week's delay thereafter.

Penalty for not repaving.

SEC. VIII. That if the owner or owners of any lot, alley, or passageway, who shall be notified by the street committee to have his, her, or their sidewalk repaved, in whole or in part, under the authority of the sixth section of this ordinance, shall not comply with such notice for the space of ten days after the same shall have been delivered, left, or set up, as herein before provided, he, she, or they shall forfeit and pay the sum of five dollars penalty, and the further sum of five dollars penalty for each additional week's delay thereafter.

An ordinance for grading, paving, curbing, and gravelling certain sidewalks, and for repaving the same when necessary.

Passed May 2, 1853.

BE IT ORDAINED AND ENACTED *by the Inhabitants of the City of Trenton, in Common Council assembled, and it is hereby enacted by the authority of the same—*

Warren st., within certain limits, to be paved.

SEC. I. That the owners of lots, alleys, or passageways, fronting or adjoining either side of Warren street south of a line drawn across said street, sixty-eight feet north of the middle of the arch of the Assanpink creek bridge, and either side of Bloomsbury street south of the middle of said arch for the distance of ninety feet, be and they are hereby required to grade, curb, pave, level, fill up, and gravel the sidewalks in front of their respective lots, alleys, or passageways, in the manner and with the materials herein after prescribed.

SEC. II. That the street committee of the common council are hereby appointed to superintend said work.

Sidewalks to be graded.

SEC. III. That said sidewalks shall be, respectively, raised or lowered, as the case may require, to the grades which the present city regulator and surveyor may have fixed under his contract with the common council. Each sidewalk, when paved, shall have a pitch of not more than one inch nor less than a quarter of an inch

to every foot from the line of the street to the curbstones. It shall be the duty of said regulator and surveyor to set in front of each lot all the stakes that may be needed to show the proper grade and pitch; for this service he shall be entitled to demand and receive for each lot, from the owner or owners thereof, the sum of two cents per foot, measured along the curbstones.

Curbstones, paving, &c., regulated.

SEC. IV. That the curbstones to be used shall be dressed smooth and square on the exposed surfaces. They must be so set that the distance from the line of the street to the outside of the curbs shall be one-fifth part of the whole width of the street. These distances may be changed at the request of any lot owner, when circumstances may render it advisable, by consent of the street committee, if approved by the regulator and surveyor. The curbstones may be such as are procured either from the quarries in the township of Ewing or from those on the Hudson river; if the former, they must be at least five inches thick on the top, eighteen inches deep, and two feet long; if the latter, they must be at least three and a half inches thick on the top, sixteen inches deep, and must average at least three and a half feet long. The street committee may allow the omission of curbing opposite to any cartway, and permit the owner or occupant, in lieu of such curbing, to pave with boulders or hard bricks placed edgewise for ease of access. Curbstones, not of the kind above described, which now stand against pavements that do not need to be raised, lowered, or relaid, may remain until such pavements become so worn as to require relaying, when said curbstones shall be removed, and replaced by such as are herein before prescribed.

Bricks or flagstones to be used for paving.

SEC. V. That the pavements shall be laid with good hard whole bricks or with smooth flagstones. Where there are dwelling houses on the line of the street, the pavements must extend from the curbstones to the houses; where there is no dwelling house, the pavement need be only six feet wide from the curbstones; but in that case the space between the pavement and the line of the street must be gravelled to the same grade with the pavement. Every cartway crossing a pavement shall have a level surface, at least four feet wide, laid with smooth flagstones; the residue of such cartway may be paved with boulders or hard bricks placed edgewise.

Repairing to be done on requisition of street committee.

SEC. VI. That in case any pavement heretofore laid on any sidewalk embraced by this ordinance, or any which may hereafter be laid in conformity herewith, shall become worn out or broken up, so as to render it necessary that said sidewalk be repaved in whole or in part, it shall be the duty of the owner or owners of the lot,

alley, or passageway fronting on or adjoining such sidewalk, on being notified so to do in writing by the street committee of the common council, to have said sidewalk repaved forthwith, in whole or in part, as said notice may require. Said notice shall be sufficient if delivered to or left at the residence of the owner or any one of the owners (if more than one) residing in this city; but if none of the owners reside in this city, then it shall be sufficient if said notice be set up at some conspicuous place on the premises fronting on or adjoining said sidewalk.

Penalty for avoidance.

SEC. VII. That if the owner of any lot, alley, or passageway, who by this ordinance is or are required to grade, curb, pave, flag, or gravel the sidewalk in front of or adjoining his, her, or their premises, shall not comply in all respects with such requisition for the space of thirty days from the passage of this ordinance, he, she, or they shall forfeit and pay the sum of ten dollars penalty, and the further sum of five dollars penalty for each additional week's delay thereafter.

An ordinance for grading, curbing, paving, flagging, and gravelling certain sidewalks.

Passed June 6, 1853.

BE IT ORDAINED AND ENACTED *by the Inhabitants of the City of Trenton, in Common Council assembled, and it is hereby enacted by the authority of the same—*

Certain alleys, &c., to be paved.

SEC. I. That the owners of lots, alleys, or passageways, fronting on or adjoining the north side of Livingston street from the Assanpink creek to Broad street, be and they are hereby required (except where the same is already done so as to correspond with the requisitions of this ordinance) to grade, curb, pave, flag, and gravel the sidewalks in front of or adjoining their respective lots, alleys, or passageways, in the manner and with the materials herein after prescribed.

SEC. II. That the street committee of the common council are hereby appointed to superintend said work.

Sidewalks to be graded.

SEC. III. That said sidewalks shall be, respectively, raised or lowered, as the case may require, to the grades which the present city regulator and surveyor may have fixed under his contract with the common council. Each sidewalk, when paved, shall have

a pitch of half an inch to every foot from the line of the street to the curbstones. It shall be the duty of said regulator and surveyor to set in front of each lot all the stakes that may be needed to show the proper grade and pitch; for this service he shall be entitled to demand and receive for each lot, from the owner or owners thereof, the sum of two cents per foot, measured along the curbstones.

Curbstones, paving, &c., regulated.

SEC. IV. That the curbstones to be used shall be dressed smooth and square on the exposed surfaces. They must be set at such distances from the lines of the street as the street committee shall direct, in conformity with existing ordinances and with the approbation of the city surveyor. The curbstones may be such as are procured either from the quarries in the township of Ewing or from those on the Hudson river; if the former, they must be at least five inches thick on the top, eighteen inches deep, and two feet long; if the latter, they must be at least three and a half inches thick on the top, sixteen inches deep, and must average at least three and a half feet long. The street committee may allow the omission of curbing opposite to any cartway, and permit the owner or occupant, in lieu of such curbing, to pave with boulders or hard bricks placed edgewise for ease of access.

Bricks or flagstones to be used for paving.

SEC. V. That the pavements shall be laid with good hard whole bricks or with smooth flagstones. Where there are dwelling houses on the line of the street, the pavements must extend from the curbstones to the houses; where there is no dwelling house, the pavement need be only six feet wide from the curbstones; but in that case the space between the pavement and the line of the street must be gravelled to the same grade with the pavement. Every cartway crossing a pavement shall have a level surface, at least four feet wide, laid with smooth flagstones; the residue of such cartway may be paved with boulders or hard bricks placed edgewise.

Penalty for not repaving.

SEC. VI. That if the owner or owners of any lot, alley, or passageway, who by this ordinance is or are required to grade, curb, pave, flag, or gravel the sidewalk in front of or adjoining his, her, or their premises, shall not comply in all respects with such requisition for the space of thirty days from the passage of this ordinance, he, she, or they shall forfeit and pay the sum of ten dollars penalty, and the further sum of five dollars penalty for each additional week's delay thereafter.

An ordinance for the paving of Delaware street.

Passed March 6, 1854.

BE IT ORDAINED AND ENACTED *by the Inhabitants of the City of Trenton, in Common Council assembled, and it is hereby enacted by the authority of the same—*

SEC. I. That the owners of land on the west side of Delaware street, from State street to the raceway of the Trenton Water Power Company, and the owners of land on the east side of said street, from State street to the said raceway, shall have good and sufficient curbstones fixed against the front edge of the footways, so as to make the pavement ten feet wide on each side of the street, and have their respective footways paved with good hard brick, except the cartways into their yards or alleys, which may be paved with pebbles, flagging, or brick. Street to be curbed, paved, &c.

SEC. II. That the street committee or commissioner, as soon as may be convenient, shall have the said street so regulated and marked that the owners of land adjoining thereon may know the proper place and height for the curbstones and pavements of the footways against their respective lots. To be regulated and marked.

An ordinance for grading, curbing, paving, flagging, and gravelling certain sidewalks, and for repaving the same when necessary.

Passed May 8, 1848.

BE IT ORDAINED AND ENACTED *by the Inhabitants of the City of Trenton, in Common Council assembled, and it is hereby enacted by the authority of the same—*

SEC. I. That the owners of lots, alleys, or passageways, fronting on or adjoining the south side of Union street, in the second ward, from Warren to Willow street; either side of Union street, in the fourth ward, from Ferry to Federal street; the south side of Quarry street, from Willow street to the Feeder bridge; and the north side of Quarry street, from Willow street to the east line of Joseph Moore's saw mill lot, (thence to the Feeder bridge, the north side to be curbed and gravelled only,) be and they are hereby required (except where the same is already done so as to correspond with the requisitions of this ordinance) to grade, curb, pave, flag, and Certain alleys, &c., to be paved.

gravel the sidewalks in front of or adjoining their respective lots, alleys, or passageways, in the manner and with the materials herein after prescribed.

SEC. II. That the street committee of the common council are hereby appointed to superintend said work.

Sidewalks to be graded.

SEC. III. That said sidewalks shall be, respectively, raised or lowered, as the case may require, to the grades which the present city regulator and surveyor may have fixed under his contract with the common council. Each sidewalk, when paved, shall have a pitch of not more than one inch nor less than half an inch to every foot from the line of the street to the curbstones. It shall be the duty of said regulator and surveyor to set in front of each lot all the stakes that may be needed to show the proper grade and pitch; for this service he shall be entitled to demand and receive for each lot, from the owner or owners thereof, the sum of two cents per foot, measured along the curbstones.

Curbstones, paving, &c., regulated.

SEC. IV. That the curbstones to be used shall be dressed smooth and square on the exposed surfaces. They must be set at the distances from the lines of the street prescribed by existing ordinances. On those streets where the distances are not now fixed by ordinance, they must be so set that the distance from the line of the street to the outside of the curbs shall be one-fifth part of the whole width of the street. These distances may be changed, at the request of any lot owner, when circumstances may render it advisable, by consent of the street committee, if approved by the regulator and surveyor. The curbstones may be such as are procured either from the quarries in the township of Ewing or from those on the Hudson river; if the former, they must be at least five inches thick on the top, eighteen inches deep, and two feet long; if the latter, they must be at least three and a half inches thick on the top, sixteen inches deep, and must average at least three and a half feet long. The street committee may allow the omission of curbing opposite to any cartway, and permit the owner or occupant, in lieu of such curbing, to pave with boulders or hard bricks placed edgewise for ease of access; and if paved with boulders to have at least two feet of flagstone in the centre. Curbstones, not of the kind above described, which now stand against pavements that do not need to be raised, lowered, or relaid, may remain until such pavements become so worn as to require relaying, when said curbstones shall be removed, and replaced by such as are herein before prescribed.

SEC. V. That the pavements shall be laid with good hard whole

bricks or with smooth flagstones. Where there are dwelling houses on the line of the street, the pavements must extend from the curbstones to the houses; where there is no dwelling house, the pavement need be only six feet wide from the curbstones; but in that case the space between the pavement and the line of the street must be gravelled to the same grade with the pavement. Every cartway crossing a pavement shall have a level surface, at least four feet wide, laid with smooth flagstones; the residue of such cartway may be paved with boulders or hard bricks placed edgewise.

Bricks or flagstones to be used for paving.

Sec. VI. That in case any pavement heretofore laid on any sidewalk embraced by this ordinance, or any which may hereafter be laid in conformity with this ordinance shall become worn out or broken up so as to render it necessary that said sidewalk be repaved, in whole or in part, it shall be the duty of the owner or owners of the lot, alley, or passageway fronting on or adjoining such sidewalk, on being notified so to do in writing by the street committee of the common council, to have said sidewalk repaved forthwith, in whole or in part, as said notice may require. Said notice shall be sufficient if delivered to or left at the residence of the owner, or any one of the owners (if more than one) residing in this city; but if none of the owners reside in this city, then it shall be sufficient if said notice be set up at some conspicuous place on the premises fronting on or adjoining said sidewalk.

Repairing to be done on requisition of street committee.

Sec. VII. That if the owner or owners of any lot, alley, or passageway, who by this ordinance is or are required to grade, curb, pave, flag, or gravel the sidewalk in front of or adjoining his, her, or their premises, shall not comply in all respects with such requisition for the space of sixty days from the passage of this ordinace, he, she, or they shall forfeit and pay the sum of ten dollars penalty, and the further sum of five dollars penalty for each additional week's delay thereafter.

Penalty for avoidance.

Sec. VIII. That if the owner or owners of any lot, alley, or passageway, who shall be notified by the street committee to have his, her, or their sidewalk repaved, in whole or in part, under the authority of the sixth section of this ordinance, shall not comply with such notice for the space of ten days after the same shall have been delivered, left, or set up, as herein before provided, he, she, or they shall forfeit and pay the sum of five dollars penalty, and the further sum of five dollars penalty for each additional week's delay thereafter.

Penalty for not repaving.

An ordinance for grading, curbing, paving, flagging, and gravelling certain sidewalks, and for repaving the same when necessary.

Passed July 19, 1854.

BE IT ORDAINED AND ENACTED *by the Inhabitants of the City of Trenton, in Common Council assembled, and it is hereby enacted by the authority of the same—*

Certain alleys, &c., to be paved.

SEC. I. That the owners of lots, alleys, or passageways, fronting on or adjoining either side of Clinton street, from Monmouth street to State street; either side of Jackson street, from Market street to Livingston street; either side of Mercer street, from Market street to Livingston street; either side of New Brunswick turnpike, from the head of Greene street to Rose street; either side of Ferry street, from Warren street to water power bridge; either side of Perry street, from Stockton street to Clinton street (or Millham road); east side of Willow street, from Tucker street to Pennington road; either side of Mill street, from Market street to Fair street; either side of Montgomery street, from Perry street to Feeder bridge; east side of Stockton street, from State street to Hanover street; the west side of Stockton street, from State street to Front street; either side of Fall street, from Warren street to Fair street; either side of East State street, from Canal bridge to Clinton street; either side of Princeton turnpike, from the head of Warren street to the Presbyterian school house; south side of State street, from Calhoun's lane to the waste weir bridge, be and they are hereby required (except where the same is already done so as to correspond with the requisitions of this ordinance) to grade, curb, pave, flag, and gravel the sidewalks in front of or adjoining their respective lots, alleys, or passageways, in the manner and with the materials herein after prescribed.

SEC. II. That the street committee of the common council are hereby appointed to superintend said work.

Sidewalks to be graded.

SEC. III. That said sidewalks shall be, respectively, raised or lowered, as the case may require, to the grades which the present city regulator and surveyor may have fixed under his contract with the common council. Each sidewalk, when paved, shall have a pitch of not more than one inch nor less than a quarter of an inch to every foot from the line of the street to the curbstones. It shall be the duty of said regulator and surveyor to set, in front of each lot, all the stakes that may be needed to show the proper grade and

pitch; for this service he shall be entitled to demand and receive for each lot, from the owner or owners thereof, the sum of two cents per foot, measured along the curbstones.

Curbstones, paving, &c., regulated.

Sec. IV. That the curbstones to be used shall be dressed smooth and square on the exposed surfaces. They must be set at the distances from the lines of the street prescribed by existing ordinances. On those streets where the distances are not now fixed by ordinance, they must be so set that the distance from the line of the street to the outside of the curbs shall be one-fifth part of the whole width of the street. These distances may be changed at the request of any lot owner, when circumstances may render it advisable, by consent of the street committee, if approved by the regulator and surveyor. The curbstones may be such as are procured either from the quarries in the township of Ewing or from those on the Hudson river; if the former, they must be at least five inches thick on the top, eighteen inches deep, and two feet long; if the latter, they must be at least three and a half inches thick on the top, sixteen inches deep, and must average at least three and a half feet long. The street committee may allow the omission of curbing opposite to any cartway, and permit the owner or occupant, in lieu of such curbing, to pave with boulders or hard bricks placed edgewise for ease of access. Curbstones, not of the kind above described, which now stand against pavements that do not need to be raised, lowered, or relaid, may remain until such pavements become so worn as to require relaying, when said curbstones shall be removed, and replaced by such as are herein before prescribed.

Bricks or flagstones to be used for paving.

Sec. V. That the pavements shall be laid with good hard whole bricks or with smooth flagstones. Where there are dwelling houses on the line of the street, the pavements must extend from the curbstones to the houses; where there is no dwelling house, the pavement need be only six feet wide from the curbstones; but in that case the space between the pavement and the line of the street must be gravelled to the same grade with the pavement. Every cartway crossing a pavement shall have a level surface, at least four feet wide, laid with smooth flagstones; the residue of such cartway may be paved with boulders or hard bricks placed edgewise.

Repairing to be done on requisition of street committee.

Sec. VI. That in case any pavement heretofore laid on any sidewalk, or any which may hereafter be laid in conformity with this ordinance, shall become worn out or broken up so as to render it necessary that said sidewalk be repaved, in whole or in part, it shall be the duty of the owner or owners of the lot, alley, or passageway fronting on or adjoining such sidewalk, on being notified so

to do in writing by the street committee of the common council, to have said sidewalk repaved forthwith, in whole or in part, as said notice may require. Said notice shall be sufficient if delivered to or left at the residence of the owner or any one of the owners (if more than one) residing in this city; but if none of the owners reside in this city, then it shall be sufficient if said notice be set up at some conspicuous place on the premises fronting on or adjoining said sidewalk.

Penalty for avoidance.

SEC. VII. That if the owner or owners of any lot, alley, or passageway, who by this ordinance is or are required to grade, curb, pave, flag, or gravel the sidewalk in front of or adjoining his, her, or their premises, shall not comply in all respects with such requisition for the space of sixty days from the passage of this ordinance, he, she, or they shall forfeit and pay the sum of ten dollars penalty, and the further sum of five dollars penalty for each additional week's delay thereafter.

Penalty for not repaving.

SEC. VIII. That if the owner or owners of any lot, alley, or passageway, who shall be notified by the street committee to have his, her, or their sidewalk repaved, in whole or in part, under the authority of the sixth section of this ordinance, shall not comply with such notice for the space of ten days after the same shall have been delivered, left, or set up, as herein before provided, he, she, or they shall forfeit and pay the sum of five dollars penalty, and the further sum of five dollars penalty for each additional week's delay thereafter.

An ordinance relative to the paving of the sidewalk in front of a certain lot on the east side of Decatur street, in the fourth ward.

Passed July 19, 1854.

BE IT ORDAINED AND ENACTED *by the Inhabitants of the City of Trenton, in Common Council assembled, and it is hereby enacted by the authority of the same*—

That the owner of the foundry lot, now occupied by Messrs. Bird & Weld, on the east side of Decatur street, be and he is hereby exempted from the operation and provisions of the ordinance entitled, "A supplement to an ordinance for grading, curbing, paving, flagging, and gravelling certain sidewalks, and for

repaving the same when necessary," passed September first, eighteen hundred and fifty-one, so far as the same relate to or affect said lot, upon condition that the owner of said lot cause the same to be paved, within sixty days after the passage of this ordinance, with the materials and in the manner prescribed in said ordinance for the paving of cartways, except that the flagstones shall be laid in two parallel courses, each course to be not less than eighteen inches wide.

An ordinance for grading, curbing, paving, flagging, and gravelling the sidewalks of an alley in the fourth ward, one hundred and twelve feet north of Bridge street, leading from Warren street to Fair street, and for repaving the same when necessary.

Passed September 7, 1854.

BE IT ORDAINED AND ENACTED *by the Inhabitants of the City of Trenton, in Common Council assembled, and it is hereby enacted by the authority of the same*—

SEC. I. That the owners of lots, alleys, or passageways, fronting on the above named alley, on either side, be and they are hereby required to grade, curb, pave, flag, and gravel the sidewalks in front of or adjoining their respective lots, alleys, or passageways, in the manner and with the material herein after prescribed. Certain alleys, &c., to be paved.

SEC. II. That the street committee of the common council are hereby appointed to superintend said work.

SEC. III. That said sidewalks shall be, respectively, raised or lowered, as the case may require, to the grades which the city regulator and surveyor may fix. Each sidewalk, when paved, shall have a pitch of not more than one inch nor less than a quarter of an inch to every foot from the line of the street to the curbstones. It shall be the duty of said regulator and surveyor to set, in front of each lot, all the stakes that may be needed to show the proper grade and pitch; for this service he shall be entitled to demand and receive for each lot, from the owner or owners thereof, the sum of two cents per foot, measured along the curbstones. Sidewalks to be graded.

SEC. IV. That the curbstones to be used shall be dressed smooth and square on the exposed surfaces. They must be set three feet from the lines of the alley. The curbstones may be such as are Curbstones, paving, &c., regulated.

procured either from the quarries in the township of Ewing or from those on the Hudson river; if the former, they must be at least three inches thick on the top, and fourteen inches deep; if the latter, they must be at least two and a half inches thick on the top, and twelve inches deep. The street committee may allow the omission of curbing opposite to any cartway, and permit the owner or occupant, in lieu of such curbing, to pave with boulders or hard bricks placed edgewise for ease of access. The pavements shall be laid with good hard whole bricks or with smooth flagstones. Every cartway crossing a pavement shall have a level surface, at least two feet wide, laid with smooth flagstones; the residue of such cartway may be paved with boulders or hard bricks placed edgewise.

Repairing to be done on requisition of street committee.

SEC. V. That in case any pavement which may hereafter be laid in conformity with this ordinance shall become worn out or broken up, so as to render it necessary that said sidewalk be repaved, in whole or in part, it shall be the duty of the owner or owners of the lot, alley, or passageway fronting on or adjoining such sidewalk, on being notified so to do in writing by the street committee of the common council, to have said sidewalk repaved forthwith, in whole or in part, as said notice may require. Said notice shall be sufficient if delivered to or left at the residence of the owner, or any one of the owners (if more than one) residing in this city; but if none of the owners reside in this city, then it shall be sufficient if said notice be set up at some conspicuous place on the premises fronting on or adjoining said sidewalk.

Penalty for avoidance.

SEC. VI. That if the owner or owners of any lot, alley, or passageway, who by this ordinance is or are required to grade, curb, pave, flag, or gravel the sidewalk in front of or adjoining his, her, or their premises, shall not comply in all respects with such requisition for the space of one month from the passage of this ordinance, he, she, or they shall forfeit and pay the sum of ten dollars penalty, and the further sum of five dollars penalty for each additional week's delay thereafter.

Penalty for not repaving.

SEC. VII. That if the owner or owners of any lot, alley, or passageway, who shall be notified by the street committee to have his, her, or their sidewalk repaved, in whole or in part, under the authority of the fifth section of this ordinance, shall not comply with such notice for the space of ten days after the same shall have been delivered, left, or set up, as herein before provided, he, she, or they shall forfeit and pay the sum of five dollars penalty, and the further sum of five dollars penalty for each additional week's delay thereafter.

An ordinance for grading, curbing, paving, flagging, and gravelling certain sidewalks, and for repaving the same when necessary.

Passed November 13, 1854.

Be it ordained and enacted *by the Inhabitants of the City of Trenton, in Common Council assembled, and it is hereby enacted by the authority of the same*—

Sec. I. That the owners of lots, alleys, or passageways, fronting on or adjoining the west side of Stockton street, from Academy street to Perry street; the south side of Front street, from Montgomery street to Stockton street; the south side of Livingston street, from Mercer street to Broad street, be and they are hereby required (except where the same is already done so as to correspond with the requisitions of this ordinance) to grade, curb, pave, flag, and gravel the sidewalks in front of or adjoining their respective lots, alleys, or passageways, in the manner and with the materials herein after prescribed. Certain alleys, &c., to be paved.

Sec. II. That the owners of lots, alleys, or passageways, fronting or adjoining the west side of Fair street, between Mill street and Bridge street, be and they are hereby required to gravel the sidewalks in front of or adjoining their respective lots, alleys, or passageways, according to the grade established by the city surveyor; said work to be done in a manner and with materials satisfactory to the street committee. Sidewalks to be gravelled.

Sec. III. That the street committee of the common council are hereby appointed to superintend said work.

Sec. IV. That said sidewalks shall be, respectively, raised or lowered, as the case may require, to the grades which the present city regulator and surveyor may have fixed under his contract with the common council. Each sidewalk, when paved, shall have a pitch of not more than one inch nor less than a quarter of an inch to every foot from the line of the street to the curbstones. It shall be the duty of said regulator and surveyor to set in front of each lot all the stakes that may be needed to show the proper grade and pitch; for this service he shall be entitled to demand and receive for each lot, from the owner or owners thereof, the sum of two cents per foot, measured along the curbstones. Sidewalks to be graded.

Sec. V. That the curbstones to be used shall be dressed smooth and square on the exposed surfaces. They must be set at the distances from the lines of the street prescribed by existing ordinances. Curbstones, paving, &c., regulated.

On those streets where the distances are not now fixed by ordinance, they must be so set that the distance from the line of the street to the outside of the curbs shall be one-fifth part of the whole width of the street. These distances may be changed at the request of any lot owner, when circumstances may render it advisable, by consent of the street committee, if approved by the regulator and surveyor. The curbstones may be such as are procured either from the quarries in the township of Ewing or from those on the Hudson river; if the former, they must be at least five inches thick on the top, eighteen inches deep, and two feet long; if the latter, they must be at least three and a half inches thick on the top, sixteen inches deep, and must average at least three and a half feet long. The street committee may allow the omission of curbing opposite to any cartway, and permit the owner or occupant, in lieu of such curbing, to pave with boulders or hard bricks placed edgewise for ease of access. Curbstones not of the kind above described, which now stand against pavements that do not need to be raised, lowered, or relaid, may remain until such pavements become so worn as to require relaying, when said curbstones shall be removed, and replaced by such as are herein before prescribed.

Bricks or flagstones to be used for paving.

Sec. VI. That the pavements shall be laid with good hard whole bricks or with smooth flagstones. Where there are dwelling houses on the line of the street, the pavements must extend from the curbstones to the houses; where there is no dwelling house, the pavement need be only six feet wide from the curbstones; but in that case the space between the pavement and the line of the street must be gravelled to the same grade with the pavement. Every cartway crossing a pavement shall have a level surface, at least four feet wide, laid with smooth flagstones; the residue of such cartway may be paved with boulders or hard bricks placed edgewise.

Repairing to be done on requisition of street committee.

Sec. VII. That in case any pavement heretofore laid on any sidewalk, or any which may hereafter be laid in conformity with this ordinance, shall become worn out or broken up, so as to render it necessary that said sidewalk be repaved, in whole or in part, it shall be the duty of the owner or owners of the lot, alley, or passageway fronting on or adjoining such sidewalk, on being notified so to do in writing by the street committee of the common council, to have said sidewalk repaved forthwith, in whole or in part, as said notice may require. Said notice shall be sufficient if delivered to or left at the residence of the owner, or any one of the owners (if more than one) residing in this city; but if none of the

owners reside in this city, then it shall be sufficient if said notice be set up at some conspicuous place on the premises fronting on or adjoining said sidewalk.

Sec. VIII. That if the owner or owners of any lot, alley, or passageway, who by this ordinance is or are required to grade, curb, pave, flag, or gravel the sidewalk in front of or adjoining his, her, or their premises, shall not comply in all respects with such requisition for the space of sixty days from the passage of this ordinance, he, she, or they shall forfeit and pay the sum of ten dollars penalty, and the further sum of five dollars penalty for each additional week's delay thereafter. Penalty for avoidance.

Sec. IX. That if the owner or owners of any lot, alley, or passageway, who shall be notified by the street committee to have his, her, or their sidewalk repaved, in whole or in part, under the authority of the seventh section of this ordinance, shall not comply with such notice for the space of ten days after the same shall have been delivered, left, or set up, as herein before provided, he, she, or they shall forfeit and pay the sum of five dollars penalty, and the further sum of five dollars penalty for each additional week's delay thereafter. Penalty for not repaving.

An ordinance for grading, curbing, paving, flagging, and gravelling certain sidewalks on either side of Warren or Bloomsbury street, and for repaving the same when necessary.

Passed October 1, 1855.

Be it ordained and enacted *by the Inhabitants of the City of Trenton, in Common Council assembled, and it is hereby enacted by the authority of the same*—

Sec. I. That the owners of lots, alleys, or passageways, fronting on or adjoining either side of Warren or Bloomsbury streets, between the Assanpink creek bridge and Ferry street, in the fourth ward, be and are hereby required (except where the same is already done so as to correspond with the requisitions of this ordinance) to grade, curb, pave, flag, and gravel the sidewalks in front of or adjoining their respective lots, alleys, or passageways, in the manner and with the materials herein after prescribed. Certain alleys, &c., to be paved.

Sec. II. That the street committee of the common council are hereby appointed to superintend said work.

Sidewalks to be graded.

Sec. III. That said sidewalks shall be, respectively, raised or lowered, as the case may require, to the grades which the present city regulator and surveyor may have fixed under his contract with the common council. Each sidewalk, when paved, shall have a pitch of not more than one inch nor less than half an inch to every foot from the line of the street to the curbstones. It shall be the duty of said regulator and surveyor to set in front of each lot all the stakes that may be needed to show the proper grade and pitch; for this service he shall be entitled to demand and receive for each lot, from the owner or owners thereof, the sum of two cents per foot, measured along the curbstones.

Curbstones, paving, &c., regulated.

Sec. IV. That the curbstones to be used shall be dressed smooth and square on the exposed surfaces. They must be set at the distances from the lines of the street prescribed by existing ordinances. Where the distances are not now fixed by ordinance, they must be so set that the distance from the line of the street to the outside of the curbs shall be one-fifth part of the whole width of the street. These distances may be changed, at the request of any lot owner, when circumstances may render it advisable, by consent of the street committee, if approved by the regulator and surveyor. The curbstones may be such as are procured either from the quarries in the township of Ewing or from those on the Hudson river; if the former, they must be at least five inches thick on the top, eighteen inches deep, and two feet long; if the latter, they must be at least three and a half inches thick on the top, sixteen inches deep, and must average at least three and a half feet long. The street committee may allow the omission of curbing opposite to any cartway, and permit the owner or occupant, in lieu of such curbing, to pave with boulders or hard bricks placed edgewise for ease of access, and if paved with boulders to have at least two feet of flagstone in the centre. Curbstones, not of the kind above described, which now stand against pavements that do not need to be raised, lowered, or relaid, may remain until such pavements become so worn as to require relaying, when said curbstones shall be removed, and replaced by such as are herein before prescribed.

Bricks or flagstones to be used for paving.

Sec. V. That the pavements shall be laid with good hard whole bricks or with smooth flagstones. Where there are dwelling houses on the line of the street, the pavements must extend from the curbstones to the houses; where there is no dwelling house, the pavement need be only six feet wide from the curbstones; but in that

case the space between the pavement and the line of the street must be gravelled to the same grade with the pavement. Every cartway crossing a pavement shall have a level surface, at least four feet wide, laid with smooth flagstones; the residue of such cartway may be paved with boulders or hard bricks placed edgewise.

Repairing to be done on requisition of street committee.

SEC. VI. That in case any pavement heretofore laid on any sidewalk, or any which may hereafter be laid in conformity with this ordinance, shall become worn out or broken up so as to render it necessary that said sidewalk be repaved, in whole or in part, it shall be the duty of the owner or owners of the lot, alley, or passageway fronting on or adjoining such sidewalk, on being notified so to do in writing by the street committee of the common council, to have said sidewalk repaved forthwith, in whole or in part, as said notice may require. Said notice shall be sufficient if delivered to or left at the residence of the owner, or any one of the owners (if more than one) residing in this city; but if none of the owners reside in this city, then it shall be sufficient if said notice be set up at some conspicuous place on the premises fronting on or adjoining said sidewalk.

Penalty for avoidance.

SEC. VII. That if the owner or owners of any lot, alley, or passageway, who by this ordinance is or are required to grade, curb, pave, flag, or gravel the sidewalk in front of or adjoining his, her, or their premises, shall not comply in all respects with such requisition for the space of sixty days from the passage of this ordinace, he, she, or they shall forfeit and pay the sum of ten dollars penalty, and the further sum of five dollars penalty for each additional week's delay thereafter.

Penalty for not repaving.

SEC. VIII. That if the owner or owners of any lot, alley, or passageway, who shall be notified by the street committee to have his, her, or their sidewalk repaved, in whole or in part, under the authority of the sixth section of this ordinance, shall not comply with such notice for the space of ten days after the same shall have been delivered, left, or set up, as herein before provided, he, she, or they shall forfeit and pay the sum of five dollars penalty, and the further sum of five dollars penalty for each additional week's delay thereafter.

An ordinance for grading, curbing, paving, flagging, and gravelling certain sidewalks, and for repaving the same when necessary.

Passed April 29, 1856.

BE IT ORDAINED AND ENACTED *by the Inhabitants of the City of Trenton, in Common Council assembled, and it is hereby enacted by the authority of the same—*

Certain alleys, &c., to be paved.

SEC. I. That the owners of lots, alleys, or passageways, fronting on or adjoining either side of Jackson street and Mercer street, in the third ward, from Market street to the Philadelphia and Trenton railroad, be and they are hereby required (except where the same is already done so as to correspond with the requisitions of this ordinance) to grade, curb, pave, flag, and gravel the sidewalks in front of or adjoining their respective lots, alleys, or passageways, in the manner and with the materials herein after prescribed.

SEC. II. That the street committee of the common council are hereby appointed to superintend said work.

Sidewalks to be graded.

SEC. III. That said sidewalks shall be, respectively, raised or lowered, as the case may require, to the grades which the present city regulator and surveyor may have fixed under his contract with the common council. Each sidewalk, when paved, shall have a pitch of not more than one inch nor less than half an inch to every foot from the line of the street to the curbstones. It shall be the duty of said regulator and surveyor to set, in front of each lot, all the stakes that may be needed to show the proper grade and pitch; for this service he shall be entitled to demand and receive for each lot, from the owner or owners thereof, the sum of two cents per foot, measured along the curbstones.

Curbstones, paving, &c., regulated.

SEC. IV. That the curbstones to be used shall be dressed smooth and square on the exposed surfaces. They must be set at the distances from the lines of the street prescribed by existing ordinances. On those streets where the distances are not now fixed by ordinance, they must be so set that the distance from the line of the street to the outside of the curbs shall be one-fifth part of the whole width of the street. These distances may be changed at the request of any lot owner, when circumstances may render it advisable, by consent of the street committee, if approved by the regulator and surveyor. The curbstones may be such as are procured either from the quarries in the township of Ewing or from those on the Hudson river; if the former, they must be at least five inches thick on the

top, eighteen inches deep, and two feet long; if the latter, they must be at least three and a half inches thick on the top, sixteen inches deep, and must average at least three and a half feet long. The street committee may allow the omission of curbing opposite to any cartway, and permit the owner or occupant, in lieu of such curbing, to pave with boulders or hard bricks placed edgewise for ease of access; and if paved with boulders, to have at least two feet of flagstone in the centre. Curbstones, not of the kind above described, which now stand against pavements that do not need to be raised, lowered, or relaid, may remain until such pavements become so worn as to require relaying, when said curbstones shall be removed, and replaced by such as are herein before prescribed.

Bricks or flagstones to be used for paving.

Sec. V. That the pavements shall be laid with good hard whole bricks or with smooth flagstones. Where there are dwelling houses on the line of the street, the pavements must extend from the curbstones to the houses; where there is no dwelling house, the pavement need be only six feet wide from the curbstones; but in that case the space between the pavement and the line of the street must be gravelled to the same grade with the pavement. Every cartway crossing a pavement shall have a level surface, at least four feet wide, laid with smooth flagstones; the residue of such cartway may be paved with boulders or hard bricks placed edgewise.

Repairing to be done on requisition of street committee.

Sec. VI. That in case any pavement heretofore laid on any sidewalk, or any which may hereafter be laid in conformity with this ordinance, shall become worn out or broken up so as to render it necessary that said sidewalk be repaved, in whole or in part, it shall be the duty of the owner or owners of the lot, alley, or passageway fronting on or adjoining such sidewalk, on being notified so to do in writing by the street committee of the common council, to have said sidewalk repaved forthwith, in whole or in part, as said notice may require. Said notice shall be sufficient if delivered to or left at the residence of the owner or any one of the owners (if more than one) residing in this city; but if none of the owners reside in this city, then it shall be sufficient if said notice be set up at some conspicuous place on the premises fronting on or adjoining said sidewalk.

Penalty for avoidance.

Sec. VII. That if the owner or owners of any lot, alley, or passageway, who by this ordinance is or are required to grade, curb, pave, flag, or gravel the sidewalk in front of or adjoining his, her, or their premises, shall not comply in all respects with such requisition for the space of sixty days from the passage of this ordinance, he, she, or they shall forfeit and pay the sum of ten dollars penalty,

and the further sum of five dollars penalty for each additional week's delay thereafter.

Penalty for not repaving.

SEC. VIII. That if the owner or owners of any lot, alley, or passageway, who shall be notified by the street committee to have his, her, or their sidewalk repaved, in whole or in part, under the authority of the sixth section of this ordinance, shall not comply with such notice for the space of ten days after the same shall have been delivered, left, or set up, as herein before provided, he, she, or they shall forfeit and pay the sum of five dollars penalty, and the further sum of five dollars penalty for each additional week's delay thereafter.

An ordinance to specify the conditions on which the Belvidere Delaware railroad may be constructed through the city of Trenton.

Passed October 11, 1849.

BE IT ORDAINED AND ENACTED *by the Inhabitants of the City of Trenton, in Common Council assembled, and it is hereby enacted by the authority of the same—*

Conditions on which railroad may be constructed.

SEC. I. That the Belvidere Delaware Railroad Company are hereby authorized to construct their railroad through the city of Trenton, on the route now located by them, upon the following conditions, to wit: first, that the grade of said road, where the same crosses any public street, shall be determined and fixed by the street committee and the city surveyor, so as in their judgment will be least injurious and most beneficial to private property and the general interest of the city; second, that the grade so established shall not be alterable by the company without the assent of the common council; third, that all alterations in the grades of the several streets and sidewalks, all resetting of curbs and relaying of pavements, which in the opinion of the street committee and the city surveyor may be rendered necessary by the construction of said railroad, shall be made under the supervision of said street committee and surveyor, and paid for by said company; fourth, through the whole city the railroad shall be preserved on a level, as nearly as practicable, to prevent the danger of cars running by their own gravity.

SEC. II. That the city surveyor, with the engineer of the said

railroad company, shall make a report in writing, under their hands to the common council, as soon as practicable, of the grade which may be determined and fixed as aforesaid, to the end that a perpetual record of said grade may be preserved. City surveyor to report grade.

An ordinance to authorize the Trenton Iron Company to cross certain streets with a railroad.

Passed April 5, 1853.

WHEREAS the Trenton Iron Company have secured the right of way through private property for a railroad from the wire mill, on the Delaware and Raritan canal, to the rolling mill of the said company, on the Delaware river, and desire to construct and operate the same as soon as authority is granted to cross the streets lying on the route of the same—therefore, Preamble.

BE IT ORDAINED AND ENACTED *by the Inhabitants of the City of Trenton, in Common Council assembled, and it is hereby enacted by the authority of the same—*

That the Trenton Iron Company are hereby authorized and empowered to construct and operate said railroad across the streets lying on the route of the same, on a level with the grade of the said streets established by the city surveyor, and shall, under his direction, arrange suitable crossing in the usual manner for the passage of vehicles, and keep the same in repair, and may extend the said railroad in front of the state prison to the basin of the said company on Washington street. Company authorized to cross sts. with railroad

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An ordinance to authorize Henry B. Chumar to construct a vault.

Passed April 3, 1854.

BE IT ORDAINED AND ENACTED *by the Inhabitants of the City of Trenton, in Common Council assembled, and it is hereby enacted by the authority of the same—*

SEC. I. That Henry B. Chumar be authorized to construct a vault under the street or wagonway in front of the house No. 12 Vault may be constructed.

East State street, in this city, subject to such restrictions as shall herein after be provided.

Sec. II. That the depth of said vault be determined by the party sinking it.

Sec. III. That the outer lines of the wall upon the eastern and western extremities of said vault shall not extend beyond the outer lines of the walls of the house in front of which it is constructed.

Sec. IV. That the southern outer line of the wall of said vault, running parallel with East State street, shall not be more than eight feet from the curbing, as it now stands, upon the north side of the street.

Sec. V. That the arch and supporting walls of said vault shall be of such strength as that, in the opinion of the street committee, no accident can occur from any probable external pressure.

Party to restore street to original condition.

Sec. VI. That after the arch of the vault shall have been completed to the satisfaction of the street committee, the party constructing the vault shall, at his own expense, cause the street over the vault to be put in as good condition as it was previous to tearing up and opening the same; but he shall not be compelled to keep the street in repair thereafter, except when repairs are required by the sinking or giving way of the walls or parts connected with the structure of said vault.

Construction under direction of street committee.

Sec. VII. That in constructing said vault, the said Henry B. Chumar shall be under the direction and subject to the control of the street committee, and nothing herein contained shall be understood to give him any authority to do said work, except at such times and within such period as the street committee shall direct and permit; and if at any time after such vault shall be erected, it shall become injurious or dangerous to the public, or shall in any manner hinder or prevent the full and free use of the sidewalk or street, upon which the opinion of common council shall be final and conclusive, then the said Henry B. Chumar, his heirs and assigns, shall cause said vault to be removed, and the said sidewalk and street to be restored to the condition in which it was before said vault was built; and if he or they shall fail to do so after notice, the same may be done by direction of council, and the said Henry B. Chumar, his heirs and assigns, shall reimburse the city for the expense thereof.

Not to interfere with water or gas pipes.

Sec. VIII. That in constructing said vault, the said Henry B. Chumar is not to interfere with any arrangement of the water or gas pipes, without consent of the companies owning said pipes.

An ordinance concerning the streets.

Passed October 16, 1854.

BE IT ORDAINED AND ENACTED *by the Inhabitants of the City of Trenton, in Common Council assembled, and it is hereby enacted by the authority of the same—*

SEC. I. That hereafter whenever any person or persons or body corporate shall remove the pavement, or make any excavation in the sidewalks of any of the public streets, lanes, or alleys of the city of Trenton, it shall be the duty of such person or persons or body corporate to repave the same, or refill the said excavation within the space of forty-eight hours after the taking up of the said pavement or the commencement of making said excavation, and on failure thereof shall be subject to a penalty of one dollar for each hour that he, she, or they shall be or remain in default. Excavations, &c., to be refilled.

SEC. II. That it shall not be lawful for any person or persons or body corporate, having the right of laying water or gas pipes in the city of Trenton, to leave open at any one time any trench or excavation in any of the public streets, lanes, or alleys of the said city of a greater length than two hundred feet; and it shall be the duty of such person or persons or body corporate fully and completely to fill up such trench or excavation, so as to restore the said street, lane, or alley in all respects to its original condition before making any further or other trench or excavation; said filling up to be puddled or pounded, as the nature of the soil may require, and to be done and completed within forty-eight hours from and after the commencement of making such trench or excavation; and further, it shall be his, her, or their duty to erect sufficient barriers around such trench or excavation to prevent persons or cattle from falling therein, and if the same shall remain open at night, in addition, to place such lights as shall be necessary to warn persons of the danger; and that any person or persons or body corporate failing to comply with the requirements or infringing the prohibitions of this section shall forfeit and pay for each and every offence the sum of one hundred dollars. Excavations limited.

SEC. III. That if the work, or any part thereof mentioned in the preceding section, in repairing or filling the trenches or excavations aforesaid shall be unskilfully or imperfectly done, it shall be lawful for the street committee of the said city forthwith to cause the same to be skilfully and properly done, and to keep an account of the expense thereof; and in such case, instead of the Street committee to see work properly done.

forfeiture above mentioned, such person or persons or body corporate in default as aforesaid shall forfeit and pay a penalty of a sum equal to the whole of the said expense incurred by the said street committee, with an addition of fifty per cent.

Regulations concerning stopcocks.

SEC. IV. That all covers for stopcocks, which shall hereafter be placed in the streets, lanes, or alleys of the said city, shall be laid in a boulder stone pavement, of at least five feet in diameter, and shall be placed two inches above the curbstones on either side where said stopcocks are in the centre of the said streets, lanes, or alleys; and any person or body corporate failing to comply with the requirements of this section shall forfeit and pay the sum of five dollars.

Marshal's duty in the premises.

SEC. V. That it shall be the duty of the marshal of the said city to make all necessary complaints for violations of the provisions of this ordinance, and to see that the foregoing fines are collected according to law, for which service, in each case, he shall be entitled to the sum of one dollar.

Street committee to issue permits in certain cases.

SEC. VI. That in case of any improvement or alteration requiring a trench or excavation in the sidewalks or in any of the public streets, lanes, or alleys of the said city, which cannot reasonably be completed within the times respectively in this ordinance limited, it shall be lawful for the street committee, or any two of them, on application in that respect made to them, to give a written permit to the person or persons or body corporate desiring to make such improvement or alteration, therein defining the extent and duration of such privileges; and if such person or persons or body corporate shall in all respects conform to such permit, then he, she, or they shall not be liable to any of the forfeitures aforesaid; but in case of a violation of such permit, then the same to be void, and the person or persons or body corporate guilty of the violation thereof to be liable to the same penalties as though the said permit had never been given.

An ordinance relative to building an addition to the present market house north of Hanover street, and for borrowing the sum of two thousand dollars to complete the same.

Passed August 21, 1848.

Be it ordained and enacted *by the Inhabitants of the City of Trenton, in Common Council assembled, and it is hereby enacted by the authority of the same—*

Sec. I. That there shall be erected and added to the north end of the present market in Greene street an addition of one hundred and thirty feet, corresponding with the present market; the north end thereof to be finished in the style and manner of the present market. Addition of 130 feet to present market house.

Sec. II. That the treasurer of the city is hereby authorized and directed to issue proposals for a loan of two thousand dollars, for erecting the said addition to the present market house, and the faith of the city is hereby pledged to the lenders of the same for the payment thereof, with interest at the rate of six per cent. per annum. Proposals for loan of $2000.

Sec. III. That the treasurer shall receive proposals for the whole sum or for any portion thereof not less than one hundred dollars, and for the sums borrowed shall issue certificates of stock bearing interest at the rate of six per cent. per annum, payable semi-annually on the first days of September and March in each year, and the principal reimbursable on the first day of September, eighteen hundred and sixty-three. Certificates of stock to be issued.

Sec. IV. That the money borrowed on the certificates issued under this ordinance shall be known as a part of the market house debt, and shall be a lien on the rents of the market houses, which rents are hereby pledged for the payment of the principal and interest thereof, in addition to the first section of the act passed June twelfth, eighteen hundred and forty-five. Money borrowed to be a lien on rents of market houses.

Sec. V. That nothing in this act shall be so construed as to vitiate any of the provisions of the act relative to the market houses, passed June twelfth, eighteen hundred and forty-five; and this ordinance shall go into effect immediately upon the passage thereof. Construction of ordinance.

I have examined and considered, and do hereby signify my approbation of the above ordinance.—Witness my hand, this thirty-first day of August, A. D. 1848.

Sam. R. Hamilton, *Mayor, &c.*

An ordinance to prevent butcher's meats from being sold out of the public markets.

Passed March 8, 1851.

BE IT ORDAINED AND ENACTED *by the Inhabitants of the City of Trenton, in Common Council assembled, and it is hereby enacted by the authority of the same—*

Meats to be sold only in public markets.

SEC. I. That from and after the passage of this ordinance, it shall not be lawful for any person or persons to sell or barter, or expose for sale or barter, within the corporate limits of the city of Trenton, except in the public market houses of the said city, any fresh beef, mutton, lamb, or veal; and if any person or persons shall hereafter sell or barter, or expose for sale or barter, any fresh beef, mutton, lamb, or veal, in any shop, store, building, street, or other place within the said corporate limits (except in the public market houses as aforesaid), he, she, or they so offending shall, upon conviction thereof before the mayor, recorder, or either of the aldermen of the said city, upon the complaint of any person or persons, forfeit and pay, for each and every offence, the sum of twenty-five dollars, to be levied of his, her, or their goods and chattels according to law; *provided*, that nothing herein contained shall be construed to prevent any butcher paying rent for a stall in the public market from selling or disposing of any kind of meat at his dwelling or slaughter house at any time before or after market hours.

Proviso.

SEC. II. That all ordinances and parts of ordinances conflicting with this ordinance be and the same are hereby repealed.

An ordinance to suspend the operation of certain ordinances, therein mentioned, within the boundaries of the third and fourth wards.

Passed May 5, 1851.

BE IT ORDAINED AND ENACTED *by the Inhabitants of the City of Trenton, in Common Council assembled, and it is hereby enacted by the authority of the same—*

That the operation of an ordinance entitled, "An ordinance concerning the markets," passed September eighteenth, eighteen

hundred and forty-five, and all supplements thereto, be and the same are hereby suspended in the third and fourth wards of said city of Trenton, until a market house or market houses shall be erected within the boundaries of the same.

An ordinance concerning the markets.

Passed March 7, 1853.

BE IT ORDAINED AND ENACTED *by the Inhabitants of the City of Trenton, in Common Council assembled, and it is hereby enacted by the authority of the same—*

SEC. I. That from and after the passing of this act, a market shall be held at the market houses in the city of Trenton, on every Tuesday and Thursday, from daylight until two o'clock in the afternoon, and on Saturday, from daylight until two o'clock in the afternoon, and from six until nine o'clock in the evening, in each and every week. Market days and hours.

SEC. II. That part of Greene street in the city of Trenton lying between and extending from State street to Academy street shall be the bounds and limits of the market place; and no person or persons shall sell, or offer for sale during market hours of any market day, any kind of marketing intended to be disposed of in the common market, except within the above bounds or limits, in any one of the public streets of the city; and any person or persons buying or selling any kind of marketing intended to be disposed of in the common market outside of the above named limits, during market hours on any market day, shall forfeit and pay the sum of one dollar for each and every such offence, to be recovered, with costs, according to law. Market limits.

SEC. III. No kind of vehicle, other than a wheelbarrow, shall, at any time from daylight until nine o'clock in the forenoon, remain in Greene street between State and Academy streets after having been allowed ten minutes to load or unload the same; and the owner or owners, or person or persons having charge of any such vehicle so remaining in said limits longer than the above mentioned time, shall forfeit and pay the sum of one dollar for each and every such offence, to be recovered, with costs, according to law. Vehicles not to stand in market limits.

SEC. IV. No horse, mare, mule, or oxen shall stand in that part of Greene street between State and Academy streets before nine Animals not to stand in market limits.

o'clock in the forenoon; and the owner or owners, or person or persons using or having charge of the same, violating the provisions of this section shall forfeit and pay one dollar for each and every such offence, to be recovered, with costs, according to law.

Filth, &c., not to be thrown in market limits.

SEC. V. No person shall at any time throw, lay, or leave any heads, feet, offal, or other garbage of creatures, or water melon shells, or any other vegetable substances or nauseous matter whatsoever in any part of Greene street included between State and Academy streets, under the penalty of one dollar, to be recovered, with costs, according to law.

Market hours for vegetables and fruits.

SEC. VI. No person or persons shall sell, or offer for sale within the market bounds, during any day after the hour of four o'clock in the afternoon of said day, any water or musk melons, or other fruit or vegetables, or leave such water melons or musk melons, or other fruit or vegetables, within such bounds after the above mentioned hour, under the penalty of five dollars for each and every such offence, to be recovered, with costs, according to law.

Penalty for selling butter, &c., deficient in weight.

SEC. VII. Any person or persons offering for sale, or selling within the bounds of the market, bread, butter, meat, or lard, in lumps purporting the same to be in pounds, and on the examination of the clerk of the market such lumps prove deficient in weight, such bread, butter, meat, or lard shall be forfeited, and the clerk of the market shall take charge of the same, as herein after directed.

Penalty for buying to sell again for higher price.

SEC. VIII. Any person or persons buying, during market hours, any kind of provision in the common market, or bounds thereof, and afterwards selling or offering the same for sale for a higher price, shall forfeit and pay five dollars for every such offence, to be recovered, with costs, according to law.

Penalty for buying to sell again.

SEC. IX. Any person or persons buying any kind of provisions in the common market, or bounds thereof, before nine o'clock in the forenoon, with intent to carry the same to some other market or place for sale, or to expose the same to sale in the city of Trenton, shall forfeit and pay for every such offence ten dollars, to be recovered, with costs, according to law.

No person to buy more than twenty pounds of butter.

SEC. X. Any person or persons buying, during market hours in the common market, a greater quantity of butter than twenty pounds, shall forfeit and pay for every such offence one dollar, to be recovered, with costs, according to law.

Stalls not rented to be under direction of market house committee.

SEC. XI. All stalls, or parts of stalls, excepting those rented to butchers, and also those rented to others, while occupied by the tenant or tenants with marketing, shall be subject to such rules as the market committee, or a majority of them, shall make for the better regulation of the market.

SEC. XII. Steelyards shall not at any time be used within the market bounds or limits, in weighing any kind of provisions offered for sale, under the penalty of fifty cents for each and every such offence, to be recovered, with costs, according to law. Steelyards not to be used.

SEC. XIII. It shall be the duty of the clerk of the market to attend at the City Hall on the Saturday next preceding the first day of April, in each year, at ten o'clock in the forenoon, and rent, under the direction of the market house committee, the several stalls in the market houses for such sum or sums as the market house committee shall direct to be affixed to them respectively; [one-fourth part of said rent to be paid immediately, and one-fourth part to be paid before the commencement of each succeeding quarter. The clerk of the market shall take possession of the stall on the first day of each succeeding quarter, if the money shall not have been paid, and report to the market house committee, and let the same to the first applicant, at the rates aforesaid. No more than two stalls shall be let to or held by any person, on any pretence whatever, and said stalls shall adjoin each other.] No tenant shall rent his stall to any other person for the remainder of his term, or underlet the same in any manner, without the consent of the market house committee, for that purpose first had and obtained; [*provided always*, that it shall not be let to any person already holding two stalls.] Each tenant shall have possession of his stall on the first day of April next after renting the same, and shall hold possession until the day fixed for letting in the succeeding year; *provided however*, that the tenants of stalls numbers 29, 30, 31, 32, 33, 34, 35, and 36, in the lower market, shall have possession of their respective stalls on the tenth day of June next after renting the same. Any tenant of a stall violating or neglecting to comply with the provisions of this section shall be deemed thereby to have forfeited all right to the tenure and occupancy of his stall or stalls; and it shall be the duty of the clerk of the market forthwith to take possession of the same, and relet the same to the highest bidder for the remainder of the term; *and it is further provided*, that nothing herein contained shall in any wise conflict with the rights of those butchers who purchased the choice of stalls in the lower market at the first letting of the same. Renting of stalls. See supplement of November 29, 1853. Proviso. Proviso. Proviso.

SEC. XIV. No stall or stands in the markets shall be let to any person or persons, to occupy the same for the sale of shad for a later period from the annual letting of stalls than the tenth day of June, in each year; and no person shall be allowed to sell the same out of any wagon within the bounds of said market, nor shall be Penalty for certain offences.

allowed to use any place in any of the public streets of this city for a fish stand, under a penalty of one dollar, to be recovered, with costs, according to law. No person shall bring shad into this city, and offer or expose the same for sale, after the fifteenth day of June, in each year, under a penalty of one dollar, to be recovered, with costs, according to law.

Penalty for selling tainted fish, meat, &c.

SEC. XV. That if any person or persons shall at any time hereafter sell, or offer for sale, within this city, any fish, meat, or other provisions that are tainted or spoiled, or the flesh or meat of any animal that was diseased at the time of being slaughtered or that died a natural death, or any fruit or vegetables that are in a state of decomposition, shall forfeit and pay for every such offence the sum of ten dollars, to be recovered, with costs, according to law. It shall be the duty of the clerk of the market, upon his own knowledge or upon the information of any other person or persons of any of the foregoing abuses, to proceed immediately to prosecute the offenders according to law.

Clerk of market to give bond.

SEC. XVI. The clerk of the market, before he enters upon the duties of his office, shall, together with two sureties, to be approved of by the common council, become bound to "the Inhabitants of the City of Trenton" in the sum of seven hundred dollars, with condition, that if he shall in all things well and faithfully perform all and singular the duties required of him by law, as clerk of the market, and shall well and truly pay to the treasurer of the city all such money as shall from time to time be received by him as clerk of the market, for the use of the city, then the obligation to be void and of no effect, otherwise to be and remain in full force and virtue.

Regulations of stalls.

SEC. XVII. No person or persons, during market hours, shall allow the articles by them offered for sale, nor the tubs, baskets, or other things used by them for their accommodation, to extend into the market house farther than two feet six inches from the inside of the stalls; and if any person or persons shall cause or suffer such articles, tubs, baskets, or other things, to be placed or remain otherwise than is herein directed and mentioned, after receiving notice from the clerk of the market, such person or persons so offending shall pay for every such offence the sum of fifty cents, to be recovered, with costs, according to law.

Hucksters not to sell in market.

SEC. XVIII. No huckster, or person who follows the business of a huckster, or of selling water melons, musk melons, nutmegs, peaches, pickles, sweet potatoes, green corn, or any article of marketing at second hand, shall at any time sell or offer for sale within

the limits of the market place, except on his or their property or regularly rented market stall, stand, or space, any such articles, under penalty of forfeiting for every such offence the sum of one dollar, to be recovered, with costs, according to law.

Further regulations of stalls.

SEC. XIX. All butchers and other persons using or occupying any of the stalls in the market houses, shall, before they leave the market, place, or cause to be placed, all blocks and benches used by them in the market houses under the planks of the respective stalls, so that the said blocks or benches shall not extend in any way beyond the edges of the said planks more than three inches; and if any owner or occupier of the said blocks or benches shall suffer the same to remain or be placed otherwise than is herein directed, such person so offending shall pay the sum of one dollar, to be recovered, with costs, according to law.

Sales not to be made from wagons

SEC. XX. Every person bringing, in any wagon, cart, or other carriage, any article or articles to the said market, to be exposed for sale therein, shall unlade the said wagon, cart, or other carriage, and remove the said article or articles therefrom before he shall sell or divide, or cut into pieces for the purpose of sale, any such article or articles.

Sea fish market.

SEC. XXI. All kinds of sea fish brought into this city for sale shall be placed and kept at the north end of the lower market, and between the said north end of the lower market and Hanover street; and no wagon containing, or for the sale of sea fish, shall be permitted to stand in such place later than nine o'clock in the evening; and any person or persons selling or offering for sale, during market hours of any market day, such fish, except within the above limits, or otherwise violating the provisions of this section, shall forfeit and pay the sum of one dollar, with costs, for each and every such offence, to be recovered according to law.

Duties of clerk of market.

SEC. XXII. It shall be the duty of the clerk of the market to attend in the said market in market hours, and at such other times as may be necessary, to enforce the rules, laws, and ordinances of the common council respecting the market; to cause the market houses to be kept clean, and to prevent any offal, garbage, or filth from being thrown or remaining in or about the same; to prevent any unsound or unwholesome provisions from being sold; to attend with the public scales and a sufficient number of sealed weights in market during market hours; to decide disputes between buyers and sellers respecting the weights and measures of things bought and sold in the market; to try scales, weights, and measures; to weigh and examine all meat, butter, or lard, sold in lumps or offered

for sale in the market; and if on trial he shall find the same not of full weight, he is hereby required and commanded to take and secure the same, one half for his own use, and the the other half to be by him sold, and the moneys arising therefrom to be paid to the treasurer of the said city, for the use of the city; said clerk shall also report in writing, on the first day of every month, all his proceedings of the previous month to the market house committee.

Penalty for interfering with duties of clerk.

SEC. XXIII. Any person or persons endeavoring to discourage the clerk of the market from doing his duty, or officiously interfering therein, thereby encouraging transgressors to persist in violating the ordinances of the city, he, she, or they so offending shall forfeit and pay to the use of the city five dollars for each and every such offence, to be recovered, with costs, according to law.

Clerk to remove filth.

SEC. XXIV. It shall be the duty of the clerk of the market to cause all the filth, rubbish, and manure collected within the limits of the market to be scraped off and removed to some safe and convenient place, for the use of the city farm; and it shall also be the duty of said clerk to wash out the market houses on every Saturday afternoon, from the first day of April to the first day of October, and once every month during the remainder of the year.

Penalty for selling butcher's meat out of market.

SEC. XXV. No person who follows the business of a butcher shall go about the city, and sell or retail within the limits of the city, from a wagon, cart, or otherwise, any of what is generally known as butcher's meat; and any person or persons offending against this ordinance shall forfeit and pay for every such offence the sum of four dollars, to be recovered, with costs, according to law, one half for the use of the city, and the other half for the informer.

See 23d section of third ward market ordinance, March 13, 1854.

SEC. XXVI. That the operation of the preceding section of this ordinance be and the same is hereby suspended in the third and fourth wards of this city, until a market house or market houses shall be erected within the boundaries of said wards.

Smoking in markets forbidden.

SEC. XXVII. Any person or persons who shall smoke a segar or pipe, or shall have or carry a lighted segar or pipe in the market houses during market hours, shall, after due notice has been given, forfeit and pay the sum of one dollar, to be recovered, with costs, according to law.

Penalty for defacing markets.

SEC. XXVIII. That if any person or persons shall wilfully or negligently cut, deface, or disfigure any part or parts of the markets erected in this city, he or they shall forfeit and pay for every

such offence the sum of five dollars, to be recovered, with costs, according to law.

Sec. XXIX. The clerk of the market is hereby authorized and required to ask, demand, and receive, by suit or otherwise, all and every of the fines and forfeitures incurred by the breach of each and every section of this ordinance. Clerk to collect fines.

Sec. XXX. It shall not be lawful for the clerk of the market to purchase, for any person or persons, any kind of marketing during market hours within the bounds of said market, under the penalty of removal from office by the common council. Clerk not to purchase marketing for others.

Sec. XXXI. It shall be the duty of the clerk of the market, under the direction of the market house committee to designate and rent all stands within the market houses, or the limits thereof, not otherwise provided for in this ordinance, for such sum or sums as they, or a majority of them, shall deem just and proper. Clerk and committee to rent stands, &c.

Sec. XXXII. Clerk's salary.—Repealed.

Sec. XXXIII. That this ordinance shall go into effect on the nineteenth day of March, eighteen hundred and fifty-three, and that all ordinances and supplements thereto concerning the markets be and the same hereby are repealed, as soon as this ordinance goes into effect. When ordinance to take effect.

A supplement to an ordinance entitled, "An ordinance concerning the markets," passed March seventh, eighteen hundred and fifty-three.

Passed November 20, 1854.

Be it ordained and enacted *by the Inhabitants of the City of Trenton, in Common Council assembled, and it is hereby enacted by the authority of the same—*

Sec. I. Clerk's salary.—Repealed.

Sec. II. It shall be the duty of the clerk of the market to wash out and thoroughly cleanse the market houses, at least three times a week from the first day of April to the first day of October, in every year, and at least twice a month during the rest of the year; and it shall also be his duty to have the streets around the markets, within the market limits, thoroughly cleansed, under the direction of the market house committee, at least once in each week during the year. Market houses, &c., to be cleansed periodically.

Rent of stalls to be paid in advance.

SEC. III. That hereafter the rent of the several stalls in the market houses shall be paid in advance as follows, that is to say: for all stalls rented for a less term than one year, the rent shall be paid in advance on taking possession of the same; for all stalls rented for a year, one half of the rent shall be paid by the tenant at the time of renting the same, and the other half of said rent shall be paid on the first day of October next thereafter. And it shall be the duty of the clerk of the market to collect all rents when due; and if any tenant shall fail to pay his rent in the manner herein directed, his lease for his stall or stalls shall thereby become void, and his right to occupy the same shall be at an end; and it shall be the duty of the clerk of the market to take immediate possession of such stall or stalls, and to report his proceedings to the market house committee, and, under their direction, to rent said stall or stalls to any proper applicant.

Part of former ordinance repealed.

SEC. IV. That so much of the thirteenth section of the ordinance to which this is a supplement, as provides that no more than two stalls shall be let to or held by any person or persons, be and the same is hereby repealed; and further, that all parts of said ordinance inconsistent with the provisions of this supplement shall be and the same are hereby repealed.

A further supplement to an ordinance entitled, "An ordi- concerning the markets," passed March seventh, eighteen hundred and fifty-three.

Passed April 3, 1855.

BE IT ORDAINED AND ENACTED *by the Inhabitants of the City of Trenton, in Common Council assembled, and it is hereby enacted by the authority of the same—*

Salary of clerk of market.

SEC. I. That the clerk of the market shall receive for his services the sum of one hundred and fifty dollars per annum, in equal quarterly payments.

Market limits to be kept clean.

SEC. II. That the market house committee are hereby authorized to make such arrangements for the cleaning, at least once in each week, of that part of Greene street within the market limits, as to them may seem most advantageous.

Parts of former ordinance repealed.

SEC. III. That the first section of an ordinance entitled, "A supplement to an ordinance entitled, an ordinance concerning the

markets," passed March first, eighteen hundred and fifty-three, and so much of the second section thereof as relates to cleaning the streets around the market houses, which supplement was passed November twentieth, eighteen hundred and fifty-four, be and the same are hereby repealed.

An ordinance to authorize the establishment of a public market in the third ward.

Passed March 13, 1854.

BE IT ORDAINED AND ENACTED *by the Inhabitants of the City of Trenton, in Common Council assembled, and it is hereby enacted by the authority of the same—*

SEC. I. That John Whittaker and such other persons as may associate with him for that purpose are hereby authorized and empowered to erect a market house in the street called Market street, in the third ward, between Broad street and Jackson street; said market house shall be on the general plan of the Greene street markets, and not more than two feet wider than said Greene street markets. The floors of said market house shall be fixed under the supervision of the city regulator and surveyor, to the end that the proper grade of the street be not interfered with.

J. Whittaker and others authorized to erect market house in third ward.

SEC. II. Said associates, their heirs and assigns, shall hold said market house with the right or franchise of keeping a market therein, and of taking the rents, issues, and profits thereof, as tenants in common, subject to the right of the city to take said market house at any time on payment of the original cost thereof.

City to have the right of redemption.

SEC. III. Said associates, before they proceed to rent the said stalls of said market house, shall present to the common council their agreement, that the city may take said market house at any time hereafter on payment to them, or their legal representatives, of the original cost thereof, and also an affidavit of said associates setting forth in detail the items of said original cost, and that said cost was at as low a rate as they could reasonably procure the same to be done; and shall also present to council, with said oath, receipts, bills, or other vouchers, showing the items of such cost and expense, and the particular purposes for which they were expended; *and provided also*, that the said John Whittaker and his associates shall, before acting under this ordinance, present to com-

Statement of cost, &c., to be laid before council.

Proviso.

mon council their acceptance in writing of the terms thereof, which shall be signed by said John Whittaker and each of his said associates; *and provided further*, that in case said Whittaker or any of his associates shall at any time sell or transfer their share or interest, or any part thereof, in said market house, that such transfer shall be by them noted on the book of minutes of common council, under the hands of the parties to such sale or transfer; and no person shall have a right to be considered or treated by the city as one of said associates, unless his right to be so considered shall appear on said book of minutes in manner aforesaid.

Proviso.

Statement of cost not to be binding on city, if above actual cost.

SEC. IV. That the said statement of the cost and expense of erecting said market house shall not be held binding and conclusive upon the city, as to the amount thereof, if at any time it can be shown that the actual cost of erecting the same is less than the amount so stated.

Associates may rent stalls, &c.

SEC. V. That after the presentation of said agreement and affidavit, said associates may proceed to rent the stalls of said market and the sittings in the market place at such rates as they may deem reasonable; but no stall shall be rented for a longer period than one year at any one letting.

Market days and hours.

SEC. VI. That a market may be held at said market house on every Tuesday and Thursday, from daylight until one o'clock in the afternoon, and on Saturday, from daylight until two o'clock in the afternoon, and from six until nine o'clock in the evening, in each and every week.

Bounds of marketplace

SEC. VII. That part of said market street lying between Broad and Jackson streets shall be the bounds and limits of the market place; and no person or persons shall sell or offer for sale, during market hours of any market day, any kind of marketing intended to be disposed of in the common market in any public street of the third ward north of Bridge street, except within the above bounds or limits; and any person or persons buying or selling any kind of marketing intended to be disposed of in the common market outside the above limits during market hours on any market day shall forfeit and pay a fine of one dollar, with costs.

Vehicles not to stand in market limits.

SEC. VIII. No kind of vehicle, other than a wheelbarrow, except fish wagons, as herein after provided, shall, at any time from daylight until nine o'clock in the forenoon, remain within the market limits, after having been allowed ten minutes to load or unload the same, under the penalty of one dollar, with costs, upon the person or persons having charge of said vehicle, nor shall any horse, mare, mule, or ox be allowed to stand in said limits during

the above period of time longer than ten minutes, under the like penalty, with costs, upon the person or persons having charge of the same.

Filth, &c., not to be thrown in market limits.

SEC. IX. No person shall at any time throw, lay, or leave any heads, feet, offal, or other garbage of creatures, or water melon shells, or any other vegetable substance or nauseous matter whatsoever, in any part of said market limits, under the penalty of one dollar, with costs.

Market hours for vegetables, fruits, &c.

SEC. X. No person shall sell or offer for sale within the market limits, during any day after the hour of four o'clock in the afternoon, any fruit or vegetables, or leave such fruit or vegetables within such limits after the above mentioned hour, under the penalty of five dollars, with costs, for every such offence.

Penalty for short weight in butter, &c.

SEC. XI. If any person or persons offer for sale within the bounds of the said market, bread, butter, meat, or lard, in lumps, purporting the same to be in pounds, and on the examination of the agent appointed therefor by the associates, such lumps prove deficient in weight, such bread, butter, meat, or lard shall be forfeited, and said agent shall take charge of the same, as herein after directed.

Penalty for buying to sell again for higher price.

SEC. XII. Any person or persons buying, during market hours, any kind of provision in the said market, or bounds thereof, and afterwards selling or offering the same for sale for a higher price, shall pay a penalty of five dollars, with costs, for every such offence.

Penalty for buying to sell again.

SEC. XIII. Any person or persons buying any kind of provisions in the said market, or within the limits of the market place, before nine o'clock in the forenoon, with intent to carry the same to some other market or place for sale, or to expose the same to sale in the city of Trenton, shall forfeit for every such offence ten dollars, with costs.

No person to buy more than twenty pounds of butter.

SEC. XIV. Any person buying, during market hours, in said market a greater quantity of butter than twenty pounds, shall forfeit and pay for every such offence the sum of one dollar, with costs.

Associates may prescribe rules and regulations.

SEC. XV. The occupants of all stalls shall be governed by such rules for the regulation of said market as said association may from time to time prescribe.

Steelyards not to be used.

SEC. XVI. Steelyards shall not at any time be used within the said market limits, in weighing any kind of provisions offered for sale, under the penalty of fifty cents, with costs, for every such offence.

Sale of shad regulated.

SEC. XVII. No stall shall be rented for the sale of shad in said market later in the year than the tenth day of June; and no per-

son shall sell shad out of any wagon within said market place under the penalty of one dollar, with costs.

Hucksters not to sell in market.

SEC. XVIII. No huckster, or person who follows the business of a huckster, or of selling melons, peaches, pickles, sweet potatoes, green corn, or any article of marketing at second hand, shall at any time sell, or offer for sale, within the limits of the market place, except on his property or regularly rented market stall, stand, or space, any such articles, under the penalty, for every offence, of one dollar, with costs.

Sales not to be made from vehicles.

SEC. XIX. Every person who shall bring articles to said market in a vehicle, to be exposed to sale, shall unload said vehicle, and remove all the articles therefrom before he shall sell or divide, or cut into pieces for the purpose of sale, any of such articles.

Sea fish market.

SEC. XX. All sea fish, brought into that part of the third ward north of Bridge street for sale, shall be placed and kept at such part of the market or market place as said associates may from time to time designate; and no wagon containing, or for the sale of sea fish, shall be permitted to stand in such place later than nine o'clock in the evening; and any person or persons selling, or offering for sale during market hours of any market day, such fish in any part of said ward north of Bridge street, other than the above place, or otherwise violating this section, shall forfeit the sum of one dollar, with costs, for each offence.

Powers of agent.

SEC. XXI. It shall be the duty of the agent of said associates (who for that purpose shall have the same powers with regard to said market that the clerk of the market has with regard to the Greene street market) to attend in the said market in market hours, and at such other times as may be necessary, to enforce the rules of said market and the ordinances of the common council respecting the same, to cause the market to be kept clean, and to prevent any offal, garbage, or filth from being thrown or remaining in or about the same; to prevent the sale of unsound or unwholesome provisions; to attend with scales and sealed weights during market hours; to decide disputes between buyers and sellers respecting the weights and measures of things bought and sold in the market; to try scales, weights, and measures; to weigh and examine all meat, butter, or lard sold in lumps, or offered for sale in the market; and if on trial he shall find the same not of full weight, he is hereby required and commanded to take and secure the same, one half for his own use, and the other half to be by him sold, and the moneys arising therefrom to be paid to the treasurer of said

city, for the use of the city; said agent shall also report in writing, on the first day of every month, all his proceedings of the previous month to the common council; and the common council shall have the power to remove the said agent, whenever in their opinion the public good requires it.

Penalty for interfering with duties of agent.

SEC. XXII. Any person who shall endeavor to discourage said agent from doing his duty, or by officiously interfering therein, thereby encouraging transgressors to persist in violating the ordinances of the city, shall forfeit and pay five dollars, with costs, for every such offence.

See page 94, § 25.

SEC. XXIII. The twenty-fifth section of the ordinance entitled, "An ordinance concerning the markets," passed March seventh, eighteen hundred and fifty-three, shall go into effect throughout the third ward upon the opening for business of the market hereby authorized; but the operation of said section shall continue to be suspended, as regards the fourth ward of this city and all that part of the third ward south of Bridge street.

Penalty for smoking in market.

SEC. XXIV. Any person who shall smoke a cigar or pipe, or carry a lighted cigar or pipe in said market house during market hours, shall for every offence forfeit the sum of one dollar, with costs.

Penalty for injuring market.

SEC. XXV. If any person shall wilfully cut, deface, or disfigure said market house, he shall, for each offence, forfeit the sum of five dollars, with costs.

Agent may complain to mayor of infractions of order.

SEC. XXVI. It shall be the duty of the agent, herein before referred to, to complain to the mayor whenever there shall be a violation of this ordinance, to the end that the fines, forfeitures, and penalties may be enforced, and to collect said fines, forfeitures, and penalties, and pay the same to the city treasurer.

Associates to notify council of name of agent.

SEC. XXVII. It shall be the duty of said associates to notify in writing, under their hands, the common council of the name of the agent they may from time to time appoint, which notification it shall be the duty of said clerk to file, to the end that it may always be clearly known who is such agent.

In what contingency market house to become property of city.

SEC. XXVIII. Whenever the city shall pay to said associates the original cost of said market house, then said market house shall become the property of the city.

Associates to signify acceptance of ordinance.

SEC. XXIX. That said associates shall signify their acceptance of the terms of this ordinance by their declaration in writing presented to council within four weeks hereafter; and the said market house shall be finished and occupied on or before the fourth day of July, eighteen hundred and fifty-five; and that the said asso-

ciates shall have no right to use, occupy, or rent the said market house, or any part thereof, until council shall declare that in their opinion the associates have complied with the terms of this ordinance.

A supplement to an ordinance entitled, "An ordinance to authorize the establishment of a public market in the third ward," passed March thirteenth, eighteen hundred and fifty-four.

Passed July 2, 1855.

BE IT ORDAINED AND ENACTED *by the Inhabitants of the City of Trenton, in Common Council assembled, and it is hereby enacted by the authority of the same—*

That John Whittaker and his associates, under the ordinance to which this is a supplement, have further time, until the fourth day of October next, during which to complete and finish the market house to be by them erected under the authority of the ordinance to which this is a supplement.

An ordinance concerning the hay scales.

Passed October 9, 1848.

BE IT ORDAINED AND ENACTED *by the Inhabitants of the City of Trenton, in Common Council assembled, and it is hereby enacted by the authority of the same—*

L. Stradling to have exclusive right of hay scales for 5 years.

SEC. I. The exclusive right and privilege of erecting, maintaining, and using scales or other device for the weighing of hay or straw in the city of Trenton is hereby vested in Lafayette Stradling for the term of five years from the passing of this ordinance.

No other hay scales to be erected.

SEC. II. The corporation of said city shall not erect, or suffer any person or persons to erect, maintain, or use any scales or other device for the weighing of any hay or straw in the city of Trenton during the aforesaid term of five years.

Rate for weighing.

SEC. III. The said Lafayette Stradling is hereby authorized to demand, take, and receive, for the weighing of any hay or straw,

the sum of twenty-five cents for every draught so weighed, which sum shall be paid by the owner or person having the same weighed, on the delivery of the certificate by the person weighing such hay or straw.

Weight to be certified.

SEC. IV. The said Lafayette Stradling, or the person or persons by him deputed, shall give to the person or persons for whom he or they may weigh hay at the scales or other devise erected, or that may be erected, a certificate of the neat weight of any draught of hay or straw so weighed by him or them, without any additional charge for the same.

Penalty for neglect.

SEC. V. That the said Lafayette Stradling, or some person by him deputed for the purpose, shall from time to time and at all times during the continuance of the right and privilege by this ordinance vested in him, give immediate attendance, when thereunto required, for the weighing of any hay or straw which may be offered any day of the week (Sundays excepted); and if the said Lafayette Stradling shall at any time neglect or refuse for the space of half an hour to attend, either in person or by deputy, for the weighing of any hay or straw as aforesaid without a reasonable excuse, he shall forfeit and pay the penalty of five dollars, upon due proof made thereof before any one of the city magistrates having cognizance thereof.

Scales not to be suffered to get out of order.

SEC. VI. If the said Lafayette Stradling shall suffer scales or other device erected by him for the weighing of hay or straw, which may be brought for that purpose, to get out of order, and suffer it so to remain for the space of forty-eight hours without being repaired, then this ordinance and all rights vested in the said Lafayette Stradling shall cease and determine, anything herein to the contrary notwithstanding.

$50 per annum to be paid for privilege.

SEC. VII. The said Lafayette Stradling, for and in consideration of the privileges hereby granted, shall pay to the treasurer of the city of Trenton for the time being the sum of fifty dollars per annum, in quarterly payments, in each year, on the first days of April, July, October, and January, and on failure of making such payments as aforesaid for the space of thirty days after the same shall be due the privileges granted by this ordinance shall cease and determine.

All hay sold in city to be weighed.

SEC. VIII. All hay brought to market for sale, and sold in the city of Trenton, shall, before the delivery of the same to the purchaser, be weighed at the hay scales in the possession of Lafayette Stradling, under the authority of the common council of the city of Trenton.

Penalty for refusing to have hay weighed.

SEC. IX. That every person or persons who shall bring hay to market for sale, and who shall refuse or neglect to have his or their hay weighed, as directed in the eighth section of this ordinance, or who shall have had their hay weighed at any other scales or device, and deliver the same to any person or persons in this city, he or they so offending shall, upon conviction thereof before any magistrate of this city, forfeit and pay the sum of ten dollars penalty.

Penalty for purchasing unweighed hay.

SEC. X. If any person or persons shall purchase any hay brought to market as aforesaid, the same not being weighed as directed by this ordinance, he or they so offending shall, upon conviction thereof before any magistrate of this city, forfeit and pay the sum of ten dollars.

Weigher to report to council.

SEC. XI. That the said Lafayette Stradling shall report once in every six months to the common council the number of loads of hay and straw weighed by him at the scales above provided for.

Weigher may be removed.

SEC. XII. That nothing in this ordinance shall prevent common council from removing the said Lafayette Stradling from his said office for misconduct therein or wilful neglect of any of the duties herein before prescribed.

An ordinance for furnishing the mayor's office, erecting a fire-proof, and for the collecting, classifying, and depositing therein all books, records, vouchers, and other public documents belonging to the city of Trenton.

Passed November 20, 1848.

BE IT ORDAINED AND ENACTED *by the Inhabitants of the City of Trenton, in Common Council assembled, and it is hereby enacted by the authority of the same—*

Southeast room of first floor of city hall to have fire-proof.

SEC. I. That the southeast room on the first floor of the city hall shall be suitably furnished for the mayor's office, and that there shall be erected therein a fire-proof, on the most approved plan, not less than six feet long nor less than three feet wide, inside measurement, and that the same shall be provided with convenient book cases and shelves.

City clerk and treasurer to arrange papers in fire-proof.

SEC. II. It shall be the duty of the city clerk and the city treasurer to collect all books, vouchers, and other public documents belonging to the city of Trenton, in their possession, or which may

be found in the hands of others, relating to their respective offices, and arrange the same in files of their respective years, endorsing on each file the date of the year and its contents; and that it shall be their duty, respectively, to place, according to dates in the fire-proof provided for in the first section of this ordinance, all such books, records, vouchers, and other public documents which they may from time to time collect, or which may be in their possession, and not required by them for the business of the current year.

All papers belonging to city to be deposited with city clerk.

SEC. III. It shall be the duty of all other officers in the employ of the city of Trenton to deposit in the hands of the city clerk, at the expiration of their term of office, or whenever examined and passed by the respective committees of common council, all books and papers not required by them or their successors for the current year's business; and it shall be the duty of the clerk to deposit the same in the city fire-proof, as herein before directed.

An ordinance regulating the duties and compensation of the police of the city of Trenton.

Passed April 7, 1856.

BE IT ORDAINED AND ENACTED *by the Inhabitants of the City of Trenton, in Common Council assembled, and it is hereby enacted by the authority of the same—*

Duties of marshal.

SEC. I. It shall be the duty of the marshal to discharge all duties, and obey all orders intrusted or given to him by the mayor, and in his absence by the recorder or any alderman, and to hold himself in readiness to discharge such duties and obey such orders whenever he shall be so called upon.

He shall act as conservator of the public peace, and shall traverse the streets, lanes, and alleys of the city daily, and preserve the good order and quiet of the same.

He shall have all the powers of a constable, within the city limits, to arrest disorderly or riotously disposed persons and vagrants, and other violators of the law, and take any and every lawful measure necessary to preserve the good order and enforce the laws and ordinances of the city.

He shall also have power to call upon the city watchmen, constables, and citizens to assist him in the discharge of his duties, when necessary.

He shall exercise a general supervision over the city watchmen, shall see that said watchmen are on duty, as herein after provided for, and report to the mayor any and every instance of delinquency on the part of such watchmen.

He shall make report to the mayor, at his office every morning at nine o'clock, of any violations of any of the ordinances of the city that shall come under his observation; of the existence of nuisances, particularly those occasioned by depositing ashes or filth of any kind in the streets; of arrests made by him, and every fact which, as an officer of the city, it may be proper for him to report; and shall also report to the street committee any sidewalks which he shall discover to be out of repair.

He shall serve all notices, within the limits of the city and in its vicinity, relating to the ordinances or other business of the city, when so required by the committees of common council or officers of the city, and shall perform such other duties as are directed by existing ordinances.

He shall not engage in the service of any other municipal government, nor leave the city for more than twelve hours at any one time, without first obtaining the consent of the police committee, or a majority of them.

He shall be in attendance upon the common council at their stated and special meetings.

Watchmen, when to be elected.

SEC. II. The common council may, on the first Monday in May, in each and every year, or as soon thereafter as shall be convenient, elect by ballot one person from each ward, to be called city watchman. The ward from which such watchman shall be elected shall constitute his district, within the bounds of which he shall confine himself when on duty, except in cases otherwise provided for.

Powers and duties of watchmen.

SEC. III. The said city watchmen shall be clothed with the powers of constables within the city limits; and it shall be their duty to be abroad in, and patrol the streets of their respective districts, from the hour of seven o'clock in the evening to the hour of four o'clock in the morning, from the first day of April to the first day of October, and from the hour of six o'clock in the evening to the hour of five o'clock in the morning, from the first day of October to the first day of April. And the said watchmen are authorized, and strictly enjoined and required, to arrest and detain all offenders against the peace, and all suspicious persons whom they may find walking or lurking about the streets or alleys of their said districts at late or unseasonable hours of the night, and all who shall be

guilty of any breach of the peace, riots, routs, unlawful and disorderly assemblies, or any other alarm or disturbance whatsoever, and in the morning to bring such offenders before the mayor, to be dealt with according to law.

It shall also be their duty, upon information of the existence of disorder or riot in any part of the city, to proceed thither immediately and co-operate with the marshal and watchmen in the arrest of all persons concerned therein. And they shall be liable to be called upon to act, and be considered on duty during the whole of the day called Sunday.

It shall be their duty, severally, to report to the mayor, at his office, every morning at nine o'clock, the occurrences of the night previous, and whether any arrests have been made, and if so, to bring the offenders before the mayor, as he may direct.

Watchmen to light and extinguish lamps.

Sec. IV. It shall be the duty of said city watchmen to light and extinguish the city lamps, under the direction and supervision of the lamp committee, to keep the same properly cleaned, and report to the said committee any that may be out of repair in such districts as said committee may assign them, and to perform all such other duties in relation to the care of said lamps as the said committee may direct.

Police to be subject to the order of the mayor.

Sec. V. The said marshal and city watchmen shall at all times be subject to the order and direction of the mayor; and it shall be the duty of the mayor to inform himself of the manner in which said officers discharge their respective duties, and to make a monthly report of the same to the common council.

Officers, how suspended and tried, and substitutes appointed.

In case the marshal or any city watchman shall be reported to the mayor as neglecting or refusing to perform any or all of the duties devolving upon him, he is empowered to suspend temporarily such officer from duty, and shall immediately notify the police committee of council to meet him as soon as convenient; and the mayor and committee, or a majority of them, shall investigate the charges made against said officer, and, at their discretion, suspend him from further duty; and if they suspend any officer from duty, his pay shall cease from that time until the next stated meeting of council, when said committee shall lay before the council the facts and circumstances of the case; and the council may, if they see proper, remove said officer, and elect another to supply his place. If any officer shall be so suspended, the police committee are authorized to appoint some person in his place, who shall have all the powers of the marshal or a city watchman until the action of council is had.

Mayor's report, what to contain.

It shall also be the duty of the mayor to state in his monthly report the number of arrests made by each officer, the offences charged, the complaints made before arrest, and whether the offenders were discharged, fined, held to bail, or committed to the court house for trial or punishment, and the amount of fines collected and paid by him into the city treasury.

Special police, how appointed.

SEC. VI. The mayor may, in conjunction with the president of council, or in the absence of the latter, with any member of the police committee, appoint one or more special watchmen, for any period of time not exceeding ten days, without first conferring with the common council thereon, and to pay such person or persons for their services such sum as they may think proper; *provided*, the same shall not exceed the rate of two dollars a day.

Proviso.

Mayor's record.

SEC. VII. It shall be the duty of the mayor to procure, at the expense of the city, a suitable book, which shall, at the expiration of the mayor's term of office, be given by him to his successor. In this book shall be entered by the mayor the name of all persons arrested and brought before him, the names of the officers making the arrest, the nature of the offence charged, and whether the parties arrested were discharged, imprisoned, or fined, and, if fined, the amount of the penalty.

Mayor's salary.

SEC. VIII. For the faithful performance of all the duties of his office, the mayor shall receive, as compensation for his services, the sum of five hundred dollars per annum, to be paid in quarterly payments by orders drawn on the city treasurer, which sum shall be in full for all services of every kind which it may be the duty of the mayor to render, so that he shall have no claim on the city for perquisites or fees of any kind.

Marshal's salary.

The marshal shall receive for his services five hundred dollars per annum, in equal quarterly payments, by orders drawn on the city treasurer, which sum shall be in full for all services of every kind which it may be the duty of the marshal to render, so that he shall have no claim on the city for perquisites or fees of any kind.

Watchmen's salary.

The said city watchmen shall, each, receive for the discharge of their duties the sum of four hundred dollars per annum, in equal monthly payments, by orders drawn on the city treasurer.

General repeal.

SEC. IX. That all ordinances, and supplements thereto, heretofore passed relating to the police of the city, and also an ordinance to provide a compensation for the mayor of the city of Trenton, passed October seventh, eighteen hundred and fifty, be and the same are hereby repealed when this ordinance takes effect.

SEC. X. This ordinance shall go into effect on the first Monday in May next.

An ordinance for the better preservation of the public health.

Passed May 31, 1849.

Preamble.

WHEREAS the disease called the Asiatic cholera has again made its appearance in various parts of our country, and in view of the possibility of its once more visiting Trenton, it becomes the duty of the common council to adopt such precautionary means as may tend, as far as human efforts can, to protect our fellow citizens from the ravages of the pestilence—therefore,

BE IT ORDAINED AND ENACTED *by the Inhabitants of the City of Trenton, in Common Council assembled, and it is hereby enacted by the authority of the same—*

Board of health constituted.

SEC. I. That the persons appointed by resolution of the common council, on the twenty-fourth day of May, instant, be and they are hereby constituted and established as "the Board of Health of the City of Trenton." Said board shall continue in existence until they shall dissolve by their own resolution; and vacancies which may occur therein shall be filled by the common council.

Board to keep minutes.

SEC. II. It shall be the duty of the said board to keep minutes of their proceedings in a book to be procured at the expense of the city; and particularly to record in such book all cases of Asiatic cholera which may occur, with the manner in which such cases may terminate; and, at their dissolution, to deposit said book of minutes with the city clerk, to be kept with the public documents of the city.

Appropriations to be paid over to board.

SEC. III. All appropriations to be made by the city council for the use of said board shall be paid over to the president thereof, and expended, in their discretion, particularly in circulating information and advice, and in the procuring of disinfecting materials for gratuitous distribution among such as are unable to purchase; and the board are hereby required to keep accurate accounts of their receipts and expenditures, and to report the same to council.

Householders to remove filth from their premises.

SEC. IV. It shall be the duty of every householder and owner of every unoccupied lot within the city to remove from the premises which he, she, or they may so occupy or own, and from such parts of any alley which adjoins said premises, all offensive animal or vegetable matter, and all other kinds of garbage or filth, and thenceforth to keep the said premises and alleys free from the ac-

cumulation of such animal or vegetable matter or other kinds of garbage or filth.

Drains, &c., to be purified.

SEC. V. It shall be the duty of every householder and owner of any unoccupied lot within the city to keep sweet and clean all drains or gutters on his, her, or their premises, and to preserve all sinks and privies in such condition, by proper construction and cleansing, and also by the use of lime or other disinfecting agents, that no offensive smell may arise therefrom.

Gutters in front of premises to be kept clean.

SEC. VI. It shall be the duty of every householder or owner of unoccupied premises and owner or tenant of any lot not built on, in front of whose premises the street gutter is paved, to cleanse said gutter once in each week, on the morning of the days to be fixed by the board of health, as herein after provided, heaping up the dirt in piles, to be ranged half-way between the middle of the street and the gutter; and where the streets are paved entirely across, it shall be the duty of every householder and owner of unoccupied property on such streets to cleanse, in front of his or her premises, to the middle of the street.

Paved parts of city to be divided into districts.

SEC. VII. The board of health are hereby empowered and required to divide the paved parts of the city into as many districts as they may see fit, of as even size as may be with reference to amount of labor, and to give public notice of the limits of said districts, and the day of the week assigned to each for cleansing, as provided in the last section. And the city marshal is hereby required to see that all persons neglecting to cleanse, as aforesaid, are warned to conform to the requisitions of this ordinance in that respect. The said marshal is also required to give the matter which may thus be heaped up in the streets to any person or persons who will promptly remove the same without the city, at his or their expense, on the afternoons of the days of cleansing; or if no person will take the same away on such terms, then the said marshal is required to employ, at the lowest price for which he can obtain it to be done, some suitable person or persons to remove said matter to a convenient place outside the settled parts of the city, to be thence taken by the steward of the poor house, for the use of the poor house farm; but nothing herein shall be construed to prevent any person from removing, and appropriating to his own use, the dirt or manure procured by cleansing the gutter in front of his premises, as aforesaid, such removal being made at or before the times of removal aforesaid.

Streets, &c., to be examined from time to time.

SEC. VIII. The board of health are hereby authorized and empowered, from time to time at their discretion, to examine the

public streets and alleys and the private premises of individuals, with a view to ascertain the existence of such matters as may tend to the injury of the public health; and all good citizens are hereby enjoined, as they would avoid the imputation of aiding the introduction or aggravation of the pestilence, to conform to the suggestions of the said board in all respects.

Offensive matters to be removed.

SEC. IX. If the board of health, or any committee thereof, shall find any offensive or injurious matters in any of the public streets, or along the margin of the river or of the Assanpink creek, and cannot discover by whom the same was deposited there, they are authorized to require the marshal to have the same removed; and the said marshal is hereby directed to obey said requisition without delay.

Penalty for depositing offensive matter on vacant lot, &c.

SEC. X. That if any person shall deposit on the margin of the Delaware river or Assanpink creek, or on any vacant lot or public street, any offensive matter whatever, such as the board of health may deem injurious, and, upon notice, such person shall not forthwith remove the same, he or she so offending shall, on complaint and conviction before the mayor, recorder, or either of the aldermen, forfeit and pay, to the use of the city, the sum of five dollars.

Penalty for further infractions.

SEC. XI. If the board of health, on their own view or that of any committee of their body, shall at any time discover on any private premises any offensive vegetable or animal matter, garbage, or other filth, such as is forbidden by the fourth section of this ordinance, or any drain or gutter which is not kept sweet and clean, or any sink or privy which is not properly constructed or cleansed, or prevented from being offensive, as required by the fifth section of this ordinance, and the occupant of said premises shall neglect to remove said offensive matter or fifth, or to cleanse and purify such drain, gutter, sink, or privy, within three days after being notified to do so by the board of health, or any committee thereof, he or she shall, on complaint by the president of said board, and conviction thereof before the mayor, recorder, or either of the aldermen, forfeit and pay for such offence the sum of ten dollars, to the use of the city; but nothing in this section shall be construed to take away the remedy provided for the removal of any such nuisance by the seventh section of the ordinance concerning nuisances, passed the twenty-first day of February, one thousand eight hundred and forty-two.

Penalty for neglect to cleanse gutters, &c.

SEC. XII. If any householder or other person shall neglect to cleanse the gutter or street before his or her premises, as required by the sixth section of this ordinance, he or she, on complaint of the

marshal, and conviction before the mayor, recorder, or either of the aldermen, shall forfeit and pay for every neglect, to the use of the city, the sum of two dollars.

Marshal to aid board.

SEC. XIII. It shall be the duty of the city marshal to aid and assist the board of health in their efforts, and to deliver all notices and requisitions which said board may see proper to issue.

When operation of board to cease.

SEC. XIV. This ordinance shall continue in force during the existence of the present board of health; and should, at any time hereafter, the common council desire to establish another board of health, they may do so by resolution, and thereupon all the provisions of this ordinance shall be again in force, so long as said board or boards shall continue; and all the powers hereby given to the existing board shall belong to such other board, as fully as if this ordinance was again enacted with special reference thereto.

An ordinance organizing and regulating the fire department of the city of Trenton.

Passed October 9, 1854.

BE IT ORDAINED AND ENACTED *by the Inhabitants of the City of Trenton, in Common Council assembled, and it is hereby enacted by the authority of the same—*

Department to be under control of chief engineer, &c.

SEC. I. The fire department of the city of Trenton shall hereafter consist of such firemen and hose as are now or may hereafter become attached to the several engine, hose, and hook and ladder companies of this city; said department to be under the control of a chief engineer and as many assistant engineers as there shall be fire companies connected from time to time with said department, who shall be known and distinguished by the appellation of "Board of Engineers;" and, for the purpose of effecting the more complete organization of said fire department, the members attached to the several hose, fire engine, and hook and ladder companies of this city, as connected therewith, shall meet in their respective places of meeting on the first Monday in November of each year, and elect an engineer to represent their company in the said board of engineers; the chief engineer and first and second assistant engineers to be selected by the said board within one week after their election.

SEC. II. It shall be the duty of the board of engineers to report the name of the chief engineer, and first and second assistant engineers who may be so elected, to the clerk of the common council, as soon thereafter as practicable, to be reported by the said clerk at the next meeting of council following such election, for their approval.

Board to report names of chief engineer, &c., to council.

SEC. III. No fire engine, hose, or hook and ladder apparatus, during any fire in this city, or any report of fire, or at any time, under any pretence whatever, shall be taken and removed out of its house, unless one of the firemen of the said company shall be present and assent thereto, under the penalty of ten dollars for every such offence, to be forfeited and paid by and recovered from any and every person aiding or assisting in or consenting to the violation of any of the provisions of this section, upon conviction thereof before any magistrate of this city.

Fire apparatus not to be removed, unless member of company present.

SEC. IV. The chief engineer shall in all cases of fire have the sole and absolute control and command over all the engines and persons connected with the fire department; and it shall be the duty of the chief engineer to take proper measures that the several fire engines be arranged in the most advantageous situation, and be duly worked for the extinguishing of fires; and in case another fire shall originate while on duty, the chief engineer shall direct what engine or hose company shall attend the same: and it, moreover, shall be the duty of the chief engineer to examine, once in every three months, into the condition and number of the fire engine houses, number of feet of engine hose and other fire apparatus in the city, and report the same to common council, together with the names of all the members of the fire department, and the respective associations to which they belong; and whenever any of the said fire engines and other fire apparatus shall require to be repaired, the chief engineer, under the direction of the fire department committee of council, shall cause the same to be well and efficiently done; and it shall also be the duty of the chief engineer to report in writing all accidents by fire that may happen in this city, with the causes thereof, as well as they may be ascertained, and the number and description of the buildings destroyed or injured, together with the names of the owners or occupants, to the city clerk, who shall keep an accurate register of the same; and it shall be the duty of the chief engineer to examine, once in three months, into the condition of the fire-plugs and tanks of the city, and see if they require any repairs, and if they do, he, under the direction of the committee on the fire department of common council, shall cause

Chief engineer to have sole control of engines.

the same to be well and sufficiently repaired, at the expense of the city.

Provision for absence of chief engineer.

SEC. V. In case of the absence of the chief engineer, the first assistant shall have and exercise all the powers of the chief engineer; and in case of the absence of the first assistant, the second assistant shall have and exercise the same powers.

The several branches of the department to be divided into companies.

SEC. VI. The firemen, hosemen, and hook and ladder men shall be divided into companies, to consist of not more than fifty men to each hose company, seventy men to each engine company, with an additional number of forty men to such engine companies as run a carriage carrying hose, and thirty members to each hook and ladder company.

Firemen exempt from city poll tax.

SEC. VII. Hereafter all persons connected with the fire department, as herein before organized, shall be exempt from the payment of all city poll tax to be assessed by the city, so long as they remain active members of said fire department; and, in order that it may be better ascertained who are entitled to such exemption as aforesaid, it shall be the duty of the president or secretary of every fire company, now organized or hereafter to be organized, to make report, through the chief engineer, to the clerk of common council, on or before the last Monday in April in every year, of the names of every person belonging to or acting in the capacity of firemen in their respective companies.

Names of engineers, firemen, &c., to be registered

SEC. VIII. It shall be the duty of the clerk of common council to register, in a suitable book to be kept for that purpose, the names of engineers, firemen, hosemen, and hook and ladder men belonging to the several companies, as reported to him by the president or secretary of said companies, as herein before provided.

Certificates of membership to be issued.

SEC. IX. It shall be the duty of every person belonging to the fire department, or who hereafter shall belong to the same, to procure a certificate from the clerk of common council designating his membership and the name of the company to which he may be attached; and the said clerk shall make a minute of the same in a book kept for registering the names of the members of the fire department, and endorse said certificate "Registered in city clerk's office, this ——— day of ———;" and no person whose name shall not be so registered, and who shall not procure such certificate as aforesaid, shall be entitled to any of the privileges or immunities provided for in this ordinance; and the clerk of common council, for the additional service required by this ordinance, shall receive twenty dollars, to be added to the yearly amount he now receives, as compensation for his services.

SEC. X. In order that the engineers may be the more readily distinguished at fires, each of the engineers shall wear such equipments as the board shall hereafter designate, such equipments to be furnished at the expense of the city. Engineers to be distinguished by equipments.

SEC. XI. The assessors in the several wards of this city, previous to making out their duplicates, shall call upon the city clerk, and receive from him a list of persons in their wards exempt from the city poll tax, as herein before prescribed. Assessors to procure list of exempts.

SEC. XII. All ordinances, or parts thereof, heretofore passed, that shall conflict with the provisions of this ordinance are hereby repealed.

An ordinance concerning the city hall.

Passed February 3, 1851.

BE IT ORDAINED AND ENACTED *by the Inhabitants of the City of Trenton, in Common Council assembled, and it is hereby enacted by the authority of the same—*

SEC. I. That there shall be appointed, annually, by the common council a standing committee, to be called the city hall committee, who shall have the care and supervision of the city hall building and premises, with power to rent the several rooms and offices thereof for terms not to exceed one year. They may rent the temporary use of the saloon from time to time, the standing price for which shall be five dollars for each occasion on which the same is occupied; but said committee may, in their discretion, charge a higher or lower price therefor, reporting the reasons for such variance to the council, at their next stated meeting. The rent for the temporary use of the saloon shall be required by the committee to be paid in advance. The committee may grant the free use of the saloon to the citizens for public meetings in relation to city affairs. City hall committee to have the care and renting thereof.

SEC. II. That in the month of January, in each year, the common council shall elect, by ballot, some proper person to be keeper of said hall, whose term of office shall commence on the first day of April thereafter, and continue for one year from that time and until a successor shall be appointed. Keeper of hall to be elected annually.

SEC. III. That it shall be the duty of the keeper of the hall to open, light, and warm the saloon, for the use of persons hiring the same, upon the written order of the city hall committee, and not His duties.

otherwise; to be in attendance at all public meetings and exhibitions which may be held there; to see that no part of the building or furniture is injured; to prevent all improper conduct and to preserve order; and to enable him more effectually to do this, he is hereby vested with all the power and authority which a constable of the city would have in such cases. For the services in this section mentioned, he shall be entitled to have, out of the rent received for each occasion on which said saloon may be so used, the sum of one dollar. In no case shall he act as doorkeeper for, or be employed by the persons renting the saloon, under penalty of forfeiting the compensation aforesaid.

Further duties.

SEC. IV. It shall also be the duty of said keeper to ring the alarm bell, under the directions and regulations of the chief engineer of the fire department, in all cases of fire in this city or its vicinity, and the bell shall not be rung for any other purpose, save for the purpose of calling the people to elections or public meetings; to keep every part of the building and furniture clean and in good order, and for that purpose to clean and scrub out thoroughly the public parts and rooms of the said building and its public stairs and passages at least once in each month, and as much oftener as the committee shall direct; to keep safely and provide food for such persons as may be committed to the cells of said building by any magistrate of the city, to be in attendance at all meetings of the common council, and have their chamber properly warmed and lighted.

Allowances to, and privileges of.

SEC. V. That for supplying food to prisoners, the keeper shall be allowed eight cents per meal. For the other services mentioned in the foregoing section (including all claim on the city for fees as jailor or turnkey), he shall have the use of the dwelling part of the city hall free of rent; this shall include such use of the northwest room of the first floor as may be had without interfering with the use of said room for holding elections; but it is to be distinctly understood that said room is always to be open for holding general and special elections therein.

Duties of city hall committee.

SEC. VI. That it shall be the duty of the city hall committee to keep, or cause to be kept, a book, in which shall be registered all lettings of any part of said hall; and they shall report to the council, at each monthly meeting, what moneys have been received from said building during the previous month, and also the condition of the premises, and whether the duties of the keeper have been properly performed.

SEC. VII. The keeper of the city hall shall keep clean and in

good condition the paupers' lodging room in the rear of the building, together with the fixtures and furniture therein, and shall furnish meals and lodging to poor travellers, on the written order of the overseer of the poor, at such price as shall be from time to time allowed by council, and shall enforce all such rules in relation to said establishment as the city hall committee shall prescribe. To keep in order paupers' lodging room.

SEC. VIII. That the ordinance entitled, "An ordinance concerning the city hall," passed the fourth day of March, A. D. one thousand eight hundred and fifty-four, be and the same is hereby repealed.

An ordinance for the protection of shade trees.

Passed January 6, 1851.

BE IT ORDAINED AND ENACTED *by the Inhabitants of the City of Trenton, in Common Council assembled, and it is hereby enacted by the authority of the same—*

SEC. I. That the twenty-first section of the ordinance entitled, "An ordinance concerning the streets, the duty of the street committee and street commissioner," passed March seventh, eighteen hundred and forty-two, be and the same is hereby repealed. Part of former ordinance repealed.

SEC. II. That whenever the street committee shall think any tree to be such an obstruction in the sidewalk or gutter as to be a nuisance, they may report such opinion to the common council, whereupon the council shall fix upon a time for considering said report, of which time the president shall notify the owner or possessor of the premises in front of which such tree may be; and said owner and possessor may appear at such time, in person or by attorney, and be heard upon the question; and if, upon full hearing and investigation, the council shall determine that such tree shall be removed, it shall be the duty of the street committee to have it removed accordingly. Proceedings in case tree deemed a nuisance.

SEC. III. That if any person shall cut, bark, injure, or destroy any shade tree standing on any sidewalk in this city, he or she so offending, on conviction thereof before the mayor, recorder, or either of the aldermen, shall forfeit and pay such penalty as the officer before whom the same may be tried may adjudge, not exceeding twenty-five dollars; and that nothing herein contained Penalty for destroying or injuring trees.

shall prevent the owner of any tree so injured from recovering by civil action any damage he may sustain by reason thereof.

Duty of marshal, &c.

SEC. IV. That it shall be the duty of the clerk of the market, the marshal, constables, and police officers, to prevent the tying of horses to trees along the sidewalks, except by the owners of said trees, or with his or her consent.

An ordinance to authorize the appointment of a city solicitor.

Passed April 3, 1855.

BE IT ORDAINED AND ENACTED *by the Inhabitants of the City of Trenton, in Common Council assembled, and it is hereby enacted by the authority of the same—*

City solicitor appointed, and his duties.

SEC. I. That the common council shall elect annually, on the first meeting in May, or as soon thereafter as may be convenient, by ballot, a city solicitor, who shall have charge of and conduct the law business of the corporation and all other law business in which the city shall be interested, when so ordered by the common council, and shall have charge of and conduct the legal proceedings necessary in opening, widening, or altering streets, and draw all leases, deeds, contracts, and other papers connected with the affairs of the city.

To advise with council, &c.

SEC. II. He shall from time to time, when required, advise the common council and their committees and officers, respectively, upon all matters which may be submitted to him for his opinion.

To draft ordinances.

SEC. III. He shall draw such ordinances as may be required of him by the common council, or any committee thereof.

To prosecute and defend actions.

SEC. IV. He shall prosecute and defend, as the solicitor of the corporation, all actions which may be brought by or against them, or any officer thereof, for or by reason of any matter or duty connected with or growing out of their respective offices, or in which the corporation are interested, in any court in this state, including actions for violations of the ordinances of the common council, or arising under the charter of the city, or under the laws of this state, in which the city is interested.

Assistant counsel may be employed

SEC. V. He shall not employ for the said corporation any counsel at the expense of said city, without the assent of the said common council first duly obtained, to act with him as assistant counsel on

the trial or argument of any cause, or in regard to any other matter or proceeding.

SEC. VI. He shall be entitled to receive, annually, for the services in this ordinance mentioned, the sum of one hundred dollars, for the conducting and argument and trial of all suits and prosecutions. Salary, &c.

He shall, nevertheless, be entitled to receive the taxable costs in all actions and proceedings conducted, prosecuted, or defended by him, as such solicitor.

SEC. VII. Upon the expiration of his term of office, or his resignation thereof or removal therefrom, the said solicitor shall forthwith, on demand, deliver to his successor in office all papers in his hands belonging to the city, or any of its officers, and all papers in actions prosecuted or defended by him then pending or undetermined, and a written consent of substitution of his successor in all such actions then pending and undetermined. To deliver all papers to successor.

SEC. VIII. He shall not bring an appeal in any action in which judgment shall have been given against the city, except by direction of the common council. Not to bring appeal, &c.

SEC. IX. He shall not institute any suit or action without the expressed concurrence of the common council duly obtained. Suits not to be instituted, &c.

An ordinance to facilitate lighting the streets with gas.

Passed June 5, 1848.

BE IT ORDAINED AND ENACTED *by the Inhabitants of the City of Trenton, in Common Council assembled, and it is hereby enacted by the authority of the same*—

SEC. I. That the mayor of the city be requested and required, if this ordinance meets his concurrence and approbation, to contract, in due form of law, with the Trenton Gas Light Company in manner following, that is to say: Mayor authorized to contract with company.

WHEREAS the common council of the city of Trenton desire to have the principal streets of said city lighted with gas, and the Trenton Gas Light Company propose, in consideration that council will subscribe ten thousand dollars to their capital stock, to extend the main pipes of their contemplated works, and serve the public lamps therefrom with gas, to meet the wishes of council and the wants of the city: Preamble.

Now this indenture, made this ——— day of June, eighteen hundred and forty-eight, between the Trenton Gas Light Company, of the first part, and the Inhabitants of the City of Trenton, of the second part, witnesseth, that the party of the first part, in consideration of the covenants herein after recited and of the subscription of ten thousand dollars to their capital stock, do covenant and agree to and with the party of the second part, in manner following, to wit: That they, the party of the first part, in the construction and erection of their proposed gas works, and in the laying of main pipes therefrom, will continue the same, of suitable size, through the following named streets of Trenton, the following distances, that is to say: along Warren street, from the Assanpink bridge to where the Pennington road intersects the said street; along Greene street, from Washington street to the canal feeder; along Front street, from Willow street to Montgomery street; along State street, from Calhoun's lane to the canal; along Hanover street, from Greene street to Stockton street; along Perry street, from Greene street to Stockton street. And the said party of the first part further agree, that they will, at the request of the common council of said city, serve the public lamps that may be hereafter erected along the streets and within the limits aforesaid, or such of them as council from time to time may designate, with gas, at a price not to exceed the current rates charged by them to private consumers; and the said party of the first part do further agree, at the expiration of twenty years from this date, to purchase the said stock subscribed by virtue of this agreement at par, should council then elect to sell the same.

In consideration whereof, and for the purpose of lighting the said city as aforesaid, the party of the second part hereby covenant and agree to forthwith subscribe for five hundred shares of the capital stock of the Trenton Gas Light Company, and to pay therefor, upon the completion of the mains aforesaid along the streets as aforesaid, and upon the party of the first part being ready to serve the gas as aforesaid, and upon the legal execution and tender, by the said party of the first part, to the mayor of the city of the bond of the said party, in the penal sum of twenty thousand dollars, conditioned for the faithful performance, on their part, of the covenants and agreements by them herein agreed to be performed; and upon the legal execution and tender by the said party of the first part, to the said mayor, of a mortgage, constituting a first lien upon all their lands, buildings, works, mains, and corporate franchises to secure the fulfilment of the condition of the said bond,

which payment shall be made in cash, or in the certificates of loan issued by the mayor, under his hand and the corporate seal of said city, each for one thousand dollars, payable to the Trenton Gas Light Company or to their assigns, bearing an interest of six per cent., payable annually; which certificates shall be redeemable in twenty years, shall bear date on the day of their issue, and be transferable by written assignment and delivery. And the said party of the second part further covenant and agree, that upon the completion of the said gas works, they will erect and keep up public lamps along the said streets in which the mains of the said company are to be laid, as aforesaid, at intervals not to exceed four hundred feet; *provided*, that nothing in these articles of agreement shall be so construed as to compel the said the Inhabitants of the City of Trenton to light with gas, or otherwise, the said lamps, or any part thereof. Proviso.

Sec. II. *And be it enacted*, That the mayor of the city, upon the fulfilment of the said contract on the part of the Trenton Gas Light Company, shall forthwith execute, on behalf of the Inhabitants of the City of Trenton, ten certificates of loan for one thousand dollars each, bearing an annual interest of six per cent., and redeemable in twenty years, which certificates he shall pay to the said company, upon receiving from them the bond and mortgage aforesaid, and a certificate duly executed to the said the Inhabitants of the City of Trenton for five hundred shares of the capital stock of said company, which certificate of stock shall be placed in the keeping of the treasurer of said city. Certificates of loan to be issued.

The above ordinance meets my concurrence and approbation. Signed June 7, 1848.

Sam. R. Hamilton, *Mayor, &c.*

An ordinance to provide for raising money by loan to pay the expenses of lighting the city with gas, and to discharge the debts of preceding years, and supply the deficiency of means to meet the current expenses of the present year, occasioned by an error in the assessment.

Passed December 14, 1848.

Be it ordained and enacted *by the Inhabitants of the City of Trenton, in Common Council assembled, and it is hereby enacted by the authority of the same*—

Proposals for loan to be issued.

SEC. I. That the treasurer of the city is hereby authorized and directed, if approved by the mayor, to issue proposals for a loan of five thousand dollars; and the faith of the city is hereby pledged to the lenders of the same for the payment thereof, with legal interest.

Certificates to be issued.

SEC. II. The treasurer shall receive proposals for the whole sum, or any part thereof not less than one hundred dollars; *provided*, that the said treasurer shall accept no bid for the said loan, or any part thereof, at less than par value; and for the sums borrowed shall issue certificates of loan, bearing interest at the rate of six per cent. per annum, payable semi-annually on the first days of July and January, in each year; three thousand dollars of said loan shall be reimbursable on the first day of January, in the year eighteen hundred and fifty-two, and the remaining two thousand dollars shall be reimbursable on the first day of January, eighteen hundred and fifty-four.

Certificates transferable.

SEC. III. The treasurer shall issue the said certificates of loan for such sums, not less than one hundred dollars, each, as the lenders thereof shall prefer; and the said certificates shall be severally transferable by the holders thereof, or their legal attorneys, executors, administrators, or assigns, by endorsement thereon at the office and in the presence of the treasurer of the city for the time being.

SEC. IV. This ordinance shall go into effect immediately after the passage thereof.

Approved December 18th, 1848.

SAM. R. HAMILTON, *Mayor, &c.*

A supplement to an ordinance entitled, "An ordinance to provide for raising money by loan to pay the expenses of lighting the city with gas, and to discharge the debts of preceding years, and supply the deficiency of means to to meet the current expenses of the present year, occasioned by an error in the assessments."

Passed January 1, 1849.

BE IT ORDAINED AND ENACTED *by the Inhabitants of the City of Trenton, in Common Council assembled, and it is hereby enacted by the authority of the same—*

Part of former ordinance repealed.

SEC. I. That so much of the second section of the said ordinance as relates to the time at which the moneys to be loaned are made reimbursable, is hereby repealed.

SEC. II. *And be it further enacted*, That the whole sum of five thousand dollars to be raised by loan, as in the said ordinance is set forth, shall be reimbursable on the first day of January, eighteen hundred and sixty. When loan reimbursable.

SEC. III. That this ordinance shall go into effect as soon as it shall be approved of by the mayor of the city of Trenton. When to take effect.

An ordinance authorizing an agreement with the Trenton Gas Light Company.

Passed September 11, 1854.

WHEREAS the Trenton Gas Light Company have proposed to the common council to purchase the shares of the stock of said company now belonging to the city of Trenton, at the sum of ten thousand dollars, and to annul all agreements heretofore made in relation to said stock between said city and said company, said ten thousand dollars to be payable on the twenty-first day of June, A. D. one thousand eight hundred and sixty-eight, and to draw interest, to fall due quarterly, and to be secured by a bond and mortgage on the lands, pipes, fixtures, works, machinery, and franchises of said company, said mortgage to be a lien on said lands, pipes, fixtures, works, machinery, and franchises second only to another mortgage thereon of fifteen thousand dollars, which said company propose to retain the right to make, if their necessities shall in their opinion hereafter require it; and whereas said company have further offered to permit said city to offset said interest, as the same shall fall due, against any claim which may accrue to said company for gas consumed by said city, if any shall be so consumed; and whereas the common council deem such arrangement beneficial to said city—therefore, Preamble.

BE IT ORDAINED AND ENACTED *by the Inhabitants of the City of Trenton, in Common Council assembled, and it is hereby enacted by the authority of the same*—

That whenever the said Trenton Gas Light Company shall have executed and delivered to the city treasurer a bond and mortgage on the lands, pipes, fixtures, works, machinery, and franchises of said company, to secure to the city the sum of ten thousand dollars, Stock belonging to city may be transferred.

on the twenty-first day of June, A. D. one thousand eight hundred and sixty-eight, with interest thereon from the date of said mortgage, payable quarterly on the first days of January, April, July, and October, in each year, with satisfactory proofs that the same is a first lien upon the mortgaged premises, and also an agreement authorizing any money which may thereafter become due from the city to the company for gas, or so much thereof as may be sufficient for that purpose, to be credited on said mortgage quarterly, in payment of the interest thereof, as the same shall fall due, said bond, mortgage, proofs, and agreement to be approved of by the common council, that then the mayor is hereby authorized and required to transfer to the said company the shares of stock therein now belonging to the city, to cancel in legal form the mortgage heretofore given by said company to said city, and to give to said company, under the seal of the city, an agreement, that if hereafter the necessities of said company shall in their opinion render it desirable to execute another mortgage on the lands, pipes, fixtures, works, machinery, and franchises of said company, for a sum not exceeding fifteen thousand dollars; that said second mortgage, when executed, shall, notwithstanding its subsequent execution, have priority to the mortgage to the city above referred to, if at the time of the executing said second mortgage said company shall be so situated that giving priority to said second mortgage shall have no further prejudicial effect upon the mortgage of the city.

An ordinance to authorize the borrowing of money for the purpose of building a school house.

Passed March 19, 1849.

BE IT ORDAINED AND ENACTED *by the Inhabitants of the City of Trenton, in Common Council assembled, and it is hereby enacted by the authority of the same—*

$6000 to be borrowed.

SEC. I. That the treasurer of the city of Trenton be and he is hereby authorized to borrow, for the Inhabitants of the City of Trenton, the sum of six thousand dollars, for a period of five years, the said sum to be appropriated for the purpose of building a public school house in the city of Trenton.

City pledged for payment.

SEC. II. That the said treasurer may pledge the faith of the Inhabitants of the City of Trenton for the repayment of the said

sum; and he is hereby authorized to execute a bond, in the name and on behalf of the said the Inhabitants of the City of Trenton, conditioned for the payment of the said money at the end of five years from the time of borrowing the same, with interest from date payable yearly thereon; and the mayor of the said city is hereby authorized and requested to affix the seal of the said city to said bond, which said bond, when thus executed, shall be deemed and considered legal and binding on the Inhabitants of the City of Trenton.

Sec. III. That the interest and the principal of the said loan shall be paid in the manner following, to wit: a sum equal to the yearly interest and the one-fifth part of the said loan shall be added yearly and every year to the amount to be raised by taxes in the said city, until the said loan and interest be fully paid, which said sum thus raised shall be a fund in the hands of the treasurer of the said city, to be exclusively applied, under the direction of the common council, to the liquidation of the said loan and interest. Interest, &c., to be paid.

Sec. IV. That this ordinance shall go into effect immediately after the same shall be approved of by the people of the said city, at their next annual election. When to take effect.

An ordinance to carry into effect the vote of the citizens of Trenton in favor of the school house loan.

Passed May 9, 1850.

Whereas the superintendent of public schools and the school committee recently recommended the raising, by loan, the sum of six thousand dollars, for the purpose of purchasing a lot, and building a public school house thereon, which recommendation was submitted to the citizens at the last city election; and whereas the result of said election was in favor of said loan, whereby it hath become the duty of the common council to borrow said sum on the credit of the city, upon the best terms upon which they can procure the same—therefore, Preamble.

Be it ordained and enacted *by the Inhabitants of the City of Trenton, in Common Council assembled, and it is hereby enacted by the authority of the same—*

Sec. I. That the city treasurer is hereby authorized and required to cause to be prepared certificates of a loan, to be called the Loan of $6000 authorized.

"Public school house loan," for an amount not exceeding in the whole the sum of six thousand dollars; that said certificates shall pledge the faith of the Inhabitants of the City of Trenton to pay to the payee named therein, or to his or her order, the principal sum mentioned in said certificate at a certain time, to be expressed therein, with lawful interest thereon, on the first day of August, in each year.

When reimbursable.

SEC. II. That the sum of six hundred dollars, part of said loan, shall be made payable on the first day of August, A. D. eighteen hundred and fifty-one, and the like sum shall be payable on the first day of August in each succeeding year, until the whole be paid.

Certificates not less than $100.

SEC. III. That no certificate in said loan shall be issued for a less sum than one hundred dollars, nor for a fractional part of one hundred dollars.

Certificates must bring par.

SEC. IV. That the city treasurer is authorized to dispose of said certificates of loan for the best price he can obtain for the same, but in no case for less than their par value.

SEC. V. That when certificates of loan shall be prepared, the mayor is hereby authorized to sign the same, and to affix thereto the common seal of the city.

Loan to be advertised.

SEC. VI. That the city treasurer is hereby authorized to make such advertisement for said loan as may be necessary, and shall pay the proceeds to be derived from said loan over to the superintendent of public schools, as soon as he shall receive the same.

An ordinance to authorize a loan for the purpose of paying that part of the city debt which became due on the first day of January, A. D. eighteen hundred and fifty.

Passed June 6, 1850.

Preamble.

WHEREAS a part of the city debt, amounting to thirteen thousand five hundred and thirty-three dollars and sixty-eight cents, (being the loan authorized in the years eighteen hundred and thirty-eight and eighteen hundred and forty-three, respectively,) became due on the first day of January last, and the holders of said loans then consented to an extension of the time of payment thereof until the first day of July next, upon the condition that they should have the privilege of taking at par an amount of a new loan equal to that of their respective certificates in the old loans—therefore,

BE IT ORDAINED AND ENACTED *by the Inhabitants of the City of Trenton, in Common Council assembled, and it is hereby enacted by the authority of the same—*

SEC. I. That the city treasurer be and he is hereby authorized to borrow, for the Inhabitants of the City of Trenton, the sum of thirteen thousand five hundred dollars, for the term of twenty years from the first day of July next. $13,500 to be borrowed.

SEC. II. That the treasurer shall issue certificates of loan for the moneys borrowed by virtue of this ordinance, and thereby pledge the faith of the Inhabitants of the City of Trenton to repay the same on the first day of July, A. D. eighteen hundred and seventy, with interest at the rate of six per cent. per annum, payable annually, on the first day of July, in each year; and the mayor is hereby authorized and requested to affix to said certificates, when prepared, the common seal of the Inhabitants of the City of Trenton. Certificates of loan to be issued.

SEC. III. That the holders of certificates in the loans now due have the privilege, until the first day of July next inclusive, of taking at par an amount of the new loan equal to that of their respective certificates in the old loans. Privilege of holders.

SEC. IV. That the moneys borrowed by virtue of this ordinance be applied, exclusively, to the payment of the principal of that portion of the city debt which became due on the first day of January, A. D. eighteen hundred and fifty, and that the sum of thirty-three dollars and sixty-eight cents of said principal, being the difference between the amount of the old and new loans, be paid by the treasurer out of any money in his hands not otherwise appropriated. Proceeds of loan, how applied.

SEC. V. That the certificates of the old loans, when taken up, be forthwith cancelled by the treasurer, and retained by him subject to the further order of council. Certificates of old loan to be cancelled.

Approved June 7th, 1850.

WM. NAPTON, *Mayor, &c.*

An ordinance to facilitate the payment of the city debt.

Passed February 10, 1855.

BE IT ORDAINED AND ENACTED *by the Inhabitants of the City of Trenton, in Common Council assembled, and it is hereby enacted by the authority of the same—*

SEC. I. That, for the purpose of effecting the redemption of so much of the city debt as falls due on the first day of July next, the Scrip to be sold at not less than par.

commissioner of the sinking fund be and he is hereby authorized and empowered to sell or exchange so much of the scrip now held by the said fund as will be sufficient to pay the debt so falling due as aforesaid; *provided*, that no scrip shall be exchanged, except at its full par value, nor shall any be sold at a less rate, except at public auction, and with the advice and direction of the finance committee.

Appropriation to sinking fund to be paid over to commissioner.

SEC. II. The annual appropriation to the sinking fund for the present year shall be paid to the commissioner on the first day of July next.

How revenue from markets disposed of.

SEC. III. The balance of the revenue derived from the rents and profits of the market houses, after the payment of the interest on the market house debt, shall be paid, as now required by law, into the sinking fund, to be applied to the extinguishment of the said debt, until the whole principal thereof is satisfied.

An ordinance to authorize the purchase of the capital stock of the Trenton Water Works Company.

Passed April 3, 1855.

Preamble.

WHEREAS, by an act of the legislature of the state of New Jersey, approved March second, A. D. eighteen hundred and fifty-five, the city of Trenton was authorized to purchase the stock of "the President and Directors of the Trenton Water Works;" and whereas the said act, pursuant to the provisions thereof, was, at an election held on the fourth Monday of the same month of March, ratified by a majority of the electors of said city who voted at the said election, voting for such purchase; and whereas the common council are desirous of carrying the said act into operation—therefore,

BE IT ORDAINED AND ENACTED *by the Inhabitants of the City of Trenton, in Common Council assembled, and it is hereby enacted by the authority of the same—*

Treasurer to purchase shares of capital stock.

SEC. I. The treasurer of the city be and he is hereby authorized and directed, as soon as may be, to purchase, in the name and on the behalf of the Inhabitants of the City of Trenton, the shares of capital stock of all the stockholders of the said the President and Directors of the Trenton Water Works who may offer to

sell the same at its par value at any time within one year from the second day of March, eighteen hundred and fifty-five, and to receive in payment therefor the bonds of the city, herein after mentioned, or cash, at the option of the said treasurer; *provided*, that a majority of the capital stock of the said company shall be so offered to the said treasurer on or before the twentieth day of May next. Proviso.

SEC. II. To provide means for paying for said stock, and to carry into effect the object and purposes of the said act, the treasurer be and he is hereby authorized and directed to issue the bonds of the said city for an amount not exceeding in the whole the sum of one hundred thousand dollars, payable on the first day of May, in the year eighteen hundred and seventy-five, and bearing interest from and after the first day of May, in the year eighteen hundred and fifty-five, at the rate of six per cent. per annum, payable semi-annually on the first day of May and on the first day of November, in each year. Bonds for $100,000 to be issued.

SEC. III. The moneys for which the said bonds shall be issued shall be called "the Water Loan," and the faith of the city is hereby pledged to the holders of the said bonds for the payment thereof, with interest as aforesaid; and the said moneys, with the interest thereof, shall be a lien on the revenue and dividends of the stock so purchased by the city; and the said revenue and dividends are hereby irrevocably pledged for the payment of the said principal and interest. City pledged for redemption of loan.

SEC. IV. The said bonds shall not be subject or liable to any tax which may at any time hereafter be levied or assessed by order of the common council of the said city. Bonds not to be taxed.

SEC. V. The bonds issued by virtue of this ordinance shall be sealed with the city seal, signed by the mayor, and attested by the treasurer. The treasurer shall keep a register of the bonds so issued, with the numbers and amounts thereof, the names of the persons to whom issued, and the date of such issue. To be sealed with city seal, &c.

SEC. VI. The said bonds shall not be issued for any less sum than one hundred dollars, nor for any fractional part of one hundred dollars; and they shall be issued with interest coupons thereto attached, the delivery of which coupons to the treasurer, or other officer authorized to pay the same, shall be a sufficient voucher to such officer for the payment of the interest therein specified. Not to be of a less denomination than $100.

SEC. VII. None of the said bonds shall be sold or disposed of at less than their par value; and the proceeds thereof shall be applied exclusively to the purposes contemplated by this ordinance, and to no other purpose whatever. Not to be disposed of at less than par.

Revenues, how to be applied.

SEC. VIII. It shall be the duty of the treasurer for the time being to receive the revenue and dividends of the stock purchased by the city, and to keep a separate account thereof, which revenue and dividends shall be applied first to the payment of the interest of the said bonds, and the balance. thereof shall be set apart as a sinking fund for the payment of the principal of said bonds.

An ordinance concerning the poor house.

Passed March 22, 1849.

BE IT ORDAINED AND ENACTED *by the Inhabitants of the City of Trenton, in Common Council assembled, and it is hereby enacted by the authority of the same—*

$1200 to be borrowed.

SEC. I. That the treasurer of the city of Trenton be and he is hereby authorized to borrow, for the Inhabitants of the City of Trenton, the sum of twelve hundred dollars, for the repair of the old building, and for the erection of a wing at the east end thereof.

Payment provided for.

SEC. II. That the said treasurer may pledge the Inhabitants of the City of Trenton for the repayment of the said sum ; and he is hereby authorized to execute a bond, in the name and in behalf of the said Inhabitants of the City of Trenton, conditioned for the payment of the said money at the end of five years from the time of borrowing the same, with interest from date payable yearly thereon ; and the mayor of the said city is hereby authorized and requested to affix the seal of the said city to the said bond, which said bond, when thus executed, shall be deemed and considered legal and binding on the Inhabitants of the City of Trenton.

Liquidation of loan.

SEC. III. That the interest and principal of the said loan shall be paid in the manner following, to wit: a sum equal to the yearly interest and the one-fifth part of the said loan shall be added yearly and every year to the amount to be raised by taxes in the said city, until the said loan and interest be fully paid, which said sum, thus raised, shall be a fund in the hands of the treasurer of the said city, to be exclusively applied, under the direction of the common council, to the liquidation of the said loan and interest.

When to take effect.

SEC. IV. That this ordinance shall go into effect immediately after the same shall be approved of by the people of the said city, at their next annual election.

An ordinance concerning the city physicians and overseer of the poor.

Passed April 11, 1856.

BE IT ORDAINED AND ENACTED *by the Inhabitants of the City of Trenton, in Common Council assembled, and it is hereby enacted by the authority of the same—*

SEC. I. That common council shall annually appoint two city physicians, one for the first, second, and fifth wards, and the other for the third, fourth, and sixth wards of said city, whose duty it shall be, under the directions of the poor house committee, to prescribe for the city poor within their respective districts, and to visit the poor house, as herein after directed.

Two city physicians to be appointed.

SEC. II. That each of said physicians shall visit the poor house every two weeks (or oftener if required in case of sickness); *provided*, that said visits shall be so arranged that the poor house shall be visited by a physician at least once in every week.

Physicians to visit poor house periodically.

SEC. III. That the city physicians shall each receive one hundred dollars per annum, as a compensation for their services.

Salaries of physicians.

SEC. IV. That the overseer of the poor of the city of Trenton shall receive three hundred and sixty-five dollars per annum, to be paid in four equal quarterly payments, as full compensation for all duties and services performed, or that may hereafter by the ordinances of said city be required to be performed by him.

Salary of overseer.

SEC. V. That all ordinances and parts of ordinances heretofore passed inconsistent with the provisions of this ordinance be and the same are hereby repealed.

An ordinance concerning swine, goats, and sheep.

Passed January 5, 1852.

BE IT ORDAINED AND ENACTED *by the Inhabitants of the City of Trenton, in Common Council assembled, and it is hereby enacted by the authority of the same—*

SEC. I. If any person shall wilfully or negligently suffer any swine, goats, or sheep to run at large in any of the streets, lanes, or alleys of this city, or to trespass on their neighbors' grounds, he, she, or they so offending shall, upon conviction thereof before any of

Swine, &c., not to run at large.

the magistrates of the said city, on the complaint of any person who will make the same, forfeit and pay, for each and every such offence, the sum of five dollars, which said penalties shall be levied and applied according to law.

Pound keeper to be appointed.

SEC. II. The common council of the said city shall from time to time appoint a suitable person as public pound keeper for such periods as may be deemed advisable, who shall be entitled to such fees and emoluments as common council by resolution shall appoint.

Pound to be provided.

SEC. III. It shall be the duty of said pound keeper to provide a yard or other enclosure within the said city, which shall be a public pound, into which he shall put and secure all swine, goats, or sheep found running at large in any of the streets, lanes, or alleys, or trespassing on private grounds in the said city; and if the owner or owners of the said swine, goats, or sheep are known, and inhabitants of the said city, and easily found, it shall be the duty of the said pound keeper to notify him, her, or them, either personally or in writing, of such seizure and impounding, and requiring him, her, or them to pay the said penalty of five dollars, and to take charge of said swine, goats, or sheep; but if the said owner or owners shall neglect, or refuse payment of the said forfeiture for twelve hours after such notification, or if the said owner or owners are not known, or are not residents of the said city and easily found, then the said pound keeper shall advertise such swine, goats, or sheep for sale in three of the most public places within the city, setting forth the cause of their detention, and describing the natural and artificial marks of the said swine, goats, or sheep, if any, and that they will be sold at the expiration of five days from the date, if the owner or owners shall not before that time pay the aforesaid forfeiture and expenses, and take them away.

Proceedings in case of owner not appearing.

SEC. IV. If the owner shall not appear before the expiration of the time mentioned in the advertisement, and pay the aforesaid forfeitures, with the expense of keeping such swine, goats, or sheep, and take them away, it shall then be the duty of said pound keeper to sell such swine, goats, or sheep by public outcry to the highest bidder, and after deducting the forfeitures aforesaid, to be paid by him to the treasurer of the city; and the expense of keeping such swine, goats, or sheep to be taxed by one of the city magistrates, together with fifty cents for each sale, for his own trouble and attendance on said sale; he shall pay the remainder, if any there be, to the treasurer of the city, to and for the use of the city, and shall at the same time render an account of the swine, goats, or sheep,

and of the sale and deductions, to the clerk of the city, who shall file such account in his office; *provided always*, that if the owner or owners of such swine, goats, or sheep shall at any time within one year after such sale, come forward and prove his property in any such swine, goats, or sheep to the satisfaction of any of the magistrates of the city, such magistrates shall certify the same to the city clerk, who shall draw an order for the balance of the sales of the swine, goats, or sheep so by them proved to be their property, after the legal deductions aforesaid are made, on the treasurer of the city, which order, being countersigned by the said magistrate and president of the council, shall be paid by the treasurer out of any moneys in his hands belonging to the city.

Penalty on pound keeper for neglect

SEC. V. If the said pound keeper shall neglect or refuse, after being notified or informed that any swine, goats, or sheep are running at large or trespassing within the said city, to seize and secure the same in public pound, he shall forfeit and pay, for each and every such offence, upon complaint of any person who will make the same, and conviction before any of the magistrates of the said city, the sum of ten dollars, to be levied and applied according to law.

Pound keeper not to be molested.

SEC. VI. If any person or persons shall molest, obstruct, or hinder the said pound keeper in the discharge of his duties under this ordinance, or shall break the said pound, or illegally take therefrom any of the swine, goats, or sheep impounded therein, he, she, or they so offending shall, for each and every such offence, upon complaint of the said pound keeper, and conviction before any of the magistrates of the said city, forfeit and pay the sum of fifty dollars, to be levied and applied according to law.

SEC. VII. The ordinance entitled, "An ordinance concerning swine, and goats," passed February twenty-sixth, eighteen hundred and forty-two, is hereby repealed.

A supplement to an ordinance entitled, "An ordinance concerning swine, goats, and sheep," passed January fifth, eighteen hundred and fifty-two.

Passed February 5, 1852.

BE IT ORDAINED AND ENACTED *by the Inhabitants of the City of Trenton, in Common Council assembled, and it is hereby enacted by the authority of the same—*

That the penalty of five dollars, mentioned in the first and third sections of the ordinance to which this is a supplement, be and the same hereby is reduced to the sum of one dollar.

An ordinance concerning liens on real estate.

Passed March 30, 1852.

BE IT ORDAINED AND ENACTED *by the Inhabitants of the City of Trenton, in Common Council assembled, and it is hereby enacted by the authority of the same—*

Book to be kept.

SEC. I. That it shall be the duty of the city clerk to procure, at the expense of the city, and keep a well bound book, which shall be called "the Book of Liens."

Liens to be entered in book.

SEC. II. That whenever any claim which the city may have against the owner or owners of any lot, shall have become by law a lien upon said lot, it shall be the duty of said clerk to enter said lien in said book, setting forth the names of the owner or reputed owners and a description of the said lot, and leaving a margin of two inches wide on the left hand side of the page on which said entry is made; for this service the said clerk shall be entitled to six cents for each hundred words of said entry.

Owner of lot to be notified.

SEC. III. That immediately after making said entry, it shall be the duty of said clerk to notify said owner or reputed owner of the fact, that such entry has been made. Should said owner or reputed owner not reside in the city, said notice shall be sent by mail, as soon as the said clerk may ascertain the residence of said owner or reputed owner.

Treasurer to be furnished with statement.

SEC. IV. It shall also be the duty of said clerk, immediately after entering said lien, to furnish the city treasurer with a short statement of the amount of said lien and the names of the owners or reputed owners.

Clerk to enter satisfaction.

SEC. V. Whenever any such owner, or any person in his behalf, shall produce to said clerk the receipt of the city treasurer for the amount of said lien, it shall be the duty of said clerk to enter on the margin opposite to said entry the fact, that said lien has been paid and satisfied; for this service he shall be entitled to receive from the said party the sum of twelve cents.

A supplement to an ordinance entitled, "An ordinance concerning the licensing of taverns."

Passed March 31, 1851.

BE IT ORDAINED AND ENACTED *by the Inhabitants of the City of Trenton, in Common Council assembled, and it is hereby enacted by the authority of the same—*

SEC. I. That whenever a license shall be granted to any person to keep an inn or tavern within this city, it shall be the duty of the clerk to make out the license, and endorse thereon, in words at length, the sum assessed by council for such license; and after the person to whom said license is granted shall have entered into recognizance, as required by law, then to deliver the license to the city treasurer. License to be delivered to treasurer.

SEC. II. That every person to whom a license shall be granted to keep an inn or tavern shall, before the delivery of the license to him or her, pay to the city treasurer the sum assessed and endorsed thereon as aforesaid; and no license shall be delivered to any person by the treasurer until the said assessment shall have been paid to him in full. License to be delivered when assessment paid.

An ordinance to prevent further interments in burying ground in Hanover street.

Passed August 4, 1851.

BE IT ORDAINED AND ENACTED *by the Inhabitants of the City of Trenton, in Common Council assembled, and it is hereby enacted by the authority of the same—*

That from and after the passage of this ordinance, it shall not be lawful for any person or persons to make, or cause to be made, any interment or interments in the burying ground in the rear of the brick building on the north side of Hanover street, between Montgomery and Greene streets, now occupied as a school house for colored children, under penalty of ten dollars for each offence, which sum shall be levied by warrant, upon due proof of such offence before any magistrate of this city.

An ordinance to open and clear out Petty run.

Passed December 4, 1848.

WHEREAS it has been made to appear to the common council of the city of Trenton that Petty run, in its present condition, is a nuisance requiring the immediate action of the city authorities—therefore,

BE IT ORDAINED AND ENACTED *by the Inhabitants of the City of Trenton, in Common Council assembled, and it is hereby enacted by the authority of the same—*

Owners to secure banks

SEC. I. That each owner of land over whose property Petty run passes, from the point where it rises in the lot at the junction of the canal and feeder, in the city of Trenton, to its terminus near the old State bank, in Union street, shall, upon receiving the notice herein after mentioned, clear out and free from obstructions, on his own premises, the said run, and cut the bed of the same, not to exceed six feet deep, and five feet wide, at the discretion of the committee herein after named, and firmly construct the banks of the same, so as to secure them from washing into the said run.

Committee to superintend.

SEC. II. That a committee, consisting of William C. Branin, William Boswell, and Aaron H. Vancleve, be and the same are hereby appointed, whose duty it shall be to superintend the clearing out and widening, in manner aforesaid, of the said run; and the said committee shall cause a printed notice of the requirements of this ordinance to be served on each of the land owners, or their tenants, over whose property the said run passes; and it shall be likewise the duty of the said committee to cause the said run to be cleared out, and the bed of the same excavated to the dimensions in the first section prescribed, wherever the said run crosses any of the public streets of the said city; and the sum of twenty dollars is hereby appropriated to the said committee to meet the expenses incident to this duty.

Duty of committee.

SEC. III. That it shall be the duty of the said committee, and they are hereby empowered to cause, in all cases where the said run has deviated, or been caused to deviate from its original and ancient channel, to be replaced therein, whenever in their opinion the interest of the public will be promoted thereby.

Penalty for neglect or refusal.

SEC. IV. That if any person or persons who shall be notified, as aforesaid, by the said committee to open, clear out, or widen the bed of the said run, in manner aforesaid, shall for the space of ten days neglect or refuse to perform any of the duties above enjoined,

or upon being notified in writing by the said committee that he, she, or they are required to restore the said run to its original channel, shall refuse or neglect for the like space of time so to do, such person or persons so offending, upon conviction thereof before the mayor, recorder, or either of the aldermen of the said city, shall forfeit and pay, for each and every such offence, the sum of one hundred dollars.

Sec. V. That it shall be the duty of the said committee to sue for all penalties incurred for a violation of any of the provisions of this ordinance; and full power is hereby given to the said committee to institute and carry on, in the name of the corporation or otherwise, all such legal suits or prosecutions as in their opinion may be necessary fully to effectuate the provisions of this ordinance. Committee to sue for penalties.

A supplement to an ordinance to open and clear out Petty run.

Passed December 8, 1848.

Be it ordained and enacted *by the Inhabitants of the City of Trenton, in Common Council assembled, and it is hereby enacted by the authority of the same—*

Sec. I. That it shall be lawful for the committee appointed to superintend the clearing out and widening of Petty run to cause all nuisances, such as privies, hog pens, and all other matters and things that shall be deemed requisite to put and keep said run in a clear, free, wholesome, and regular stream, to be immediately removed. Nuisances to be removed.

Sec. II. That if any person or persons shall refuse or neglect, after five days' notice shall be given in writing by said committee requesting the removal of any nuisances as aforesaid, such person or persons shall be considered guilty of a misdemeanor, and upon conviction thereof before the mayor, recorder, or either of the aldermen of the city of Trenton, shall forfeit and pay, for each and every such offence, the sum of fifty dollars. Penalty for refusal or neglect.

An ordinance to abate a certain nuisance adjoining the raceway of the Trenton Water Power Company.

Passed August 2, 1853.

Preamble.

WHEREAS it has been sufficiently made to appear to the common council that there is a certain space of low ground, marsh, or gully, adjoining the raceway of the Trenton Water Power Company, extending from the old tanyard to where it disappears under the raceway embankment near Federal street, in this city, and that it is during a great part of the year more or less filled with stagnant water and other offensive matter, and is a nuisance to the people of that neighborhood, and greatly injurious to their health, and that such nuisance cannot be abated, except by filling up said space of ground—therefore,

BE IT ORDAINED AND ENACTED *by the Inhabitants of the City of Trenton, in Common Council assembled, and it is hereby enacted by the authority of the same—*

Owners of lots to fill up.

SEC. I. That the several owners of the lots upon which said space of low ground, marsh, or gully, or any part thereof, exists are hereby directed and required to fill up the same with earth, so that it may be solid, and be at least as high as the adjoining high ground, the owner and owners of each lot being required to fill up so much thereof, in manner aforesaid, as is upon his or their own ground.

Penalty for omission.

SEC. II. That if any owner or owners of the lots aforesaid shall omit to complete his or their portion of the aforesaid work, or shall in any manner fail to perform the duty required of him or them by this ordinance for the space of fifteen days after notice from the street committee, he, she, or they shall forfeit and pay the sum of twenty-five dollars for such omission or failure, and also the sum of ten dollars for each additional week's delay to perform such work thereafter, to be sued for and recovered by the city treasurer, in an action of debt, to and for the use of the city; and further, shall be liable to pay all such expenses as the city may incur in doing such part of the aforesaid work as such owner or owners should have done.

Street committee to see to execution of ordinance.

SEC. III. That the street committee are hereby charged with the duty of carrying this ordinance into effect, and causing said work to be done in a proper manner by the said property owners, according to the true intent and meaning hereof, or the said penalties to be sued for, as counsel may direct.

A supplement to the ordinance entitled, "An ordinance concerning nuisances," passed the twenty-first of February, eighteen hundred and forty-two.

Passed April 23, 1855.

BE IT ORDAINED AND ENACTED *by the Inhabitants of the City of Trenton, in Common Council assembled, and it is hereby enacted by the authority of the same—*

SEC. I. That it shall not be lawful to keep any seed horse or ass, or use the same for breeding purposes, in any part of the city, without a written permit from the mayor, which permit shall specify the premises whereon said seed horse or ass may be kept and used.

SEC. II. That the mayor may issue such permit only when four householders, whose residences are nearest the premises where such seed horse or ass is desired to be kept for use, shall certify in writing their belief that the keeping and using of such horse or ass at the place indicated will be no inconvenience or annoyance to any one, and their willingness to have said permit issued.

SEC. III. That said permit shall be revocable at the discretion of the mayor, and it shall be his duty to revoke it, whenever requested by any householder whose residence is within one hundred yards of the place where said horse or ass is kept, or whose windows open upon said place.

SEC. IV. That any person who shall violate this ordinance shall be liable to pay a penalty not exceeding twenty dollars for every day such violation is continued or repeated, to be imposed by the mayor on complaint and satisfactory proof, and collected according to law.

An ordinance concerning the city lamps.

Passed January 31, 1849.

BE IT ORDAINED AND ENACTED *by the Inhabitants of the City of Trenton, in Common Council assembled, and it is hereby enacted by the authority of the same—*

That from and after the passage of this ordinance, if any person or persons, without being authorized by the common council so to

do, shall light, or cause or procure to be lighted, any one or more of the public lamps of the said city, he, she, or they so offending, upon conviction thereof before the mayor, recorder, or either of the aldermen of the city, shall forfeit and pay a sum, at the discretion of the magistrate before whom the complaint is tried, not exceeding fifty dollars, with the costs of the said prosecution.

A further supplement to "An ordinance concerning the treasurer," passed February fourteenth, eighteen hundred and forty-two.

Passed June 12, 1848.

BE IT ORDAINED AND ENACTED *by the Inhabitants of the City of Trenton, in Common Council assembled, and it is hereby enacted by the authority of the same—*

Salary of treasurer.

SEC. I. From and after the passage of this supplement, the treasurer of the city shall receive at the rate of one hundred dollars annually, as a compensation for his services, together with a reasonable allowance for books and stationery, instead of the allowance heretofore made him by the said ordinance, and the supplement thereto, passed March third, eighteen hundred and forty-five.

To give bond

SEC. II. That hereafter the treasurer shall give bond, in the manner heretofore prescribed by ordinance, in the sum of five thousand dollars, instead of the sum of three thousand dollars.

SEC. III. That all the provisions of ordinances heretofore passed inconsistent herewith are hereby repealed.

A supplement to the ordinance entitled, "An ordinance concerning the treasurer," passed the fourteenth day of February, in the year of our Lord eighteen hundred and forty-two.

Passed March 13, 1854.

BE IT ORDAINED AND ENACTED *by the Inhabitants of the City of Trenton, in Common Council assembled, and it is hereby enacted by the authority of the same—*

That the bond which, by the first section of the ordinance to which this is a supplement the treasurer is required to enter into, with sureties, before he enters upon the duties of his office, shall be in the sum of fifteen thousand dollars; and that all ordinances and parts of ordinances inconsistent with the provisions hereof be and the same are hereby repealed.

A supplement to the ordinance concerning the collection of taxes.

Passed March 13, 1854.

BE IT ORDAINED AND ENACTED *by the Inhabitants of the City of Trenton, in Common Council assembled, and it is hereby enacted by the authority of the same—*

SEC. I. That from and after the passage of this supplement, all persons who pay their taxes on or before the tenth day of July, of the year when the assessment is made, shall be allowed a deduction of ten per cent.; but no deduction shall be allowed on taxes paid after that time.

SEC. II. That all ordinances and parts of ordinances that conflict with this supplement be and the same are hereby repealed.

A supplement to an ordinance entitled, "An ordinance making provision for the reduction and payment of the debt of the city of Trenton," passed June fifth, eighteen hundred and forty-three.

Passed July 9, 1849.

BE IT ORDAINED AND ENACTED *by the Inhabitants of the City of Trenton, in Common Council assembled, and it is hereby enacted by the authority of the same—*

SEC. I. That the sum of two hundred and forty dollars, to be raised by tax yearly for five years to pay the principal of the loan created by the ordinance entitled, "An ordinance concerning the poor house," passed March twenty-second, A. D. eighteen hundred and forty-nine, shall be paid by the city treasurer, on the first day

Provision for paying poor house loan.

of August, in each year, commencing on the first day of August next, to the commissioner of the sinking fund, to be by him invested in the same manner as other moneys belonging to the sinking fund are now invested.

Interest to be added to fund.

SEC. II. That the moneys to be invested by virtue of this ordinance shall be a fund in the hands of said commissioner, to be applied to the payment of the loan above mentioned, when the same shall fall due, and to no other purpose whatever; but that interest arising from such investment shall be added to and made a part of the general sinking fund.

Accruing funds to be invested.

SEC. III. That all sums of money hereafter accruing to the sinking fund shall be invested in the manner directed in and by the ordinance to which this is a supplement, or by and with the consent and advice of the finance committee, in such public stocks as shall by the commissioner be deemed safe and most for the advantage of said fund.

SEC. IV. That an ordinance entitled, "A supplement to an ordinance entitled, an ordinance making provision for the reduction and payment of the debt of the city of Trenton," passed on the seventeenth day of July, A. D. eighteen hundred and forty-eight, be and the same is hereby repealed.

An ordinance concerning the grading, curbing, paving, flagging, and gravelling of sidewalks, and for repairing the same when necessary.

Passed July 22, 1856.

BE IT ORDAINED AND ENACTED *by the Inhabitants of the City of Trenton, in Common Council assembled, and it is hereby enacted by the authority of the same—*

Sidewalks to be curbed and paved.

SEC. I. That all sidewalks in front of or adjoining any lot, alley, or passage way, on any street in the city of Trenton, which shall be required, by ordinance to that effect, to be graded, curbed, paved, flagged, and gravelled, shall be graded, curbed, paved, flagged, and gravelled in the manner and with the materials herein after prescribed.

Sidewalks to be graded.

SEC. II. That said sidewalks shall be, respectively, raised or lowered, as the case may require, to the grades which the present city regulator and surveyor may have fixed under his contract with

the common council, until grades shall have been established by ordinance. After the passage of such ordinance, all sidewalks ordered to be paved shall be raised or lowered as aforesaid, so as to conform to the grades thereby established. Each sidewalk, when paved, shall have a pitch of not more than one inch nor less than a quarter of an inch to every foot from the line of the street to the curbstones. It shall be the duty of said regulator and surveyor to set, in front of each lot, all the stakes that may be needed to show the proper grade and pitch; for this service he shall be entitled to demand and receive, for each lot, from the owner or owners thereof, the sum of two cents per foot, measured along the curbstones.

Curbstones, paving, &c., regulated.

Sec. III. That the curbstones to be used shall be dressed smooth and square on the exposed surfaces. They must be set at the distances from the lines of the street prescribed by existing ordinances. On those streets where the distances are not now fixed by ordinance, they must be so set that the distance from the line of the street to the outside of the curbs shall be one-fifth part of the whole width of the street. These distances may be changed, at the request of any lot owner, when circumstances may render it advisable, by consent of the street committee, if approved by the regulator and surveyor. The curbstones may be such as are procured either from the quarries in the township of Ewing or from those on the Hudson river; if the former, they must be at least five inches thick on the top, eighteen inches deep, and two feet long; if the latter, they must be at least three and a half inches thick on the top, sixteen inches deep, and must average at least three and a half feet long. The street committee may allow the omission of curbing opposite to any cartway, and permit the owner or occupant, in lieu of such curbing, to pave with boulders or hard bricks placed edgewise for ease of access. Curbstones, not of the kind above described, which now stand against the pavements that do not need to be raised, lowered, or relaid, may remain until such pavements become so worn as to require relaying, when said curbstones shall be removed, and replaced by such as are herein before prescribed.

Bricks or flagstones to be used for paving.

Sec. IV. That the pavements shall be laid with good hard whole bricks or with smooth flagstones. Where there are dwelling houses on the line of the street, the pavements must extend from the curbstones to the houses; where there is no dwelling house, the pavement need be only six feet wide from the curbstones; but in that case the space between the pavement and the line of the street must be gravelled to the same grade with the pavement. Every

Cartways, how paved.

cartway crossing a pavement shall have two level strips of smooth flagstones each, at least one foot wide, separated by a space one foot wide paved with boulders; the residue of such cartway may be paved with boulders or hard bricks placed edgewise.

Repairing to be done on requisition of street committee.

SEC. V. That in case any pavement heretofore laid on any sidewalk, or any which may hereafter be laid in conformity with this ordinance, shall become worn out or broken up, so as to render it necessary that said sidewalks be repaved, in whole or in part, it shall be the duty of the owner or owners of the lot, alley, or passage way fronting on or adjoining such sidewalk, on being notified so to do in writing by the street committee of the common council, to have said sidewalk repaved forthwith, in whole or in part, as said notice may require. Said notice shall be sufficient if delivered to or left at the residence of the owner or any one of the owners (if more than one) residing in this city; but if none of the owners reside in this city, then it shall be sufficient if said notice be set up at some conspicuous place on the premises fronting on or adjoining said sidewalk.

Penalty for not repaving.

SEC. VI. That if the owner or owners of any lot, alley, or passageway, who shall be notified by the street committee to have his, her, or their sidewalk repaved, in whole or in part, under the authority of the fifth section of this ordinance, shall not comply with such notice for the space of ten days after the same shall have been delivered, left, or set up, as herein before provided, he, she, or they shall forfeit and pay the sum of five dollars penalty, and the further sum of five dollars penalty for each additional week's delay thereafter.

Street committee to report delinquencies to council.

SEC. VII. Whenever the owner or owners of any lot, alley, or passageway shall have failed to comply with the requisitions of any ordinance requiring such owner or owners to grade, curb, pave, flag, or gravel the sidewalks in front of or adjoining such lot, alley, or passageway, it shall be the duty of the street committee to report such delinquency forthwith to the common council.

[The ordinances beginning on pages 142, 145, 148, and 149, passed since the printing hereof was begun.]

An ordinance for grading, curbing, paving, flagging, and gravelling certain sidewalks.

Passed July 22, 1856.

BE IT ORDAINED AND ENACTED *by the Inhabitants of the City of Trenton, in Common Council assembled, and it is hereby enacted by the authority of the same—*

SEC. I. That the owners of lots, alleys, or passageways, fronting on or adjoining either side of Lamberton street, from the Philadelphia and Trenton railway to Federal street; either side of Centre street, from Federal street to the southerly end of said Centre street; either side of Ferry street, from Broad street to the raceway of the Trenton Water Power Company; either side of Bridge street, from Centre street to Broad street; either side of Tucker street, from Willow street to Warren street; either side of Rose street, from the Trenton and New Brunswick turnpike to the feeder of the Delaware and Raritan canal; the south side of Factory street, from Broad street to Lamberton street, and on the southwesterly side of Broad street, from Ferry street to the Delaware and Raritan canal, be and they are hereby required to grade, curb, pave, flag, and gravel the sidewalks in front of or adjoining their respective lots, alleys, or passageways, in the manner and with the materials prescribed by an ordinance entitled, "An ordinance concerning the grading, curbing, paving, flagging, and gravelling of sidewalks, and for repairing the same when necessary." Sidewalks, on what sts. to be paved.

SEC. II. That the owners of lots, alleys, or passageways fronting on or adjoining the northeasterly side of Broad street, from Ferry street to the Delaware and Raritan canal, be and they are hereby required to curb and gravel the sidewalks in front of or adjoining their respective lots, alleys, or passageways, in the manner and with the materials prescribed by the ordinance referred to in the first section hereof. Part of sidewalk on Broad street to be gravelled.

SEC. III. That the pavement on the east side of Centre street, between Market street and the White horse road, may be made fourteen and a half feet wide, any ordinance to the contrary notwithstanding. Part of sidewalk on Centre street to be 14½ feet wide.

SEC. IV. That the street committee are hereby appointed to superintend said work.

Penalty for avoidance.

SEC. V. That if the owner or owners of any lot, alley, or passageway, who by this ordinance is or are required to grade, curb, pave, flag, or gravel the sidewalk in front of or adjoining his, her, or their premises, shall not comply in all respects with such requisition, for the space of thirty days from the passage of this ordinance, he, she, or they shall forfeit and pay the sum of ten dollars penalty, and the further sum of five dollars penalty for each additional week's delay thereafter.

An ordinance regulating the fees of assessors and collectors.

Passed May 9, 1850.

BE IT ORDAINED AND ENACTED *by the Inhabitants of the City of Trenton, in Common Council assembled, and it is hereby enacted by the authority of the same—*

SEC. I. Assessors' fees.—Repealed.

SEC. II. Collectors' fees.—Repealed.

Names of persons jointly assessed to be reckoned as one.

SEC. III. That the names of any body politic or corporate, executors, administrators, trustees, or other persons, who shall be jointly assessed for any property or estate liable to taxation, shall be reckoned only as one name in ascertaining the fees of the several assessors.

No fees allowed assessor for name of person not subject to taxation in ward.

SEC. IV. That no fees shall be allowed or paid to any assessor for the name of any person inserted or assessed upon any duplicate, who shall not, at the time of such assessment, reside in the ward where such assessment shall be made, or be liable to taxation for property situate in said ward.

Collectors to pay money to treasurer, and fees how paid.

SEC. V. That the said collectors shall pay over to the treasurer all moneys collected by them for city purposes; and that the fees of the several assessors and collectors shall be paid to them by the treasurer, upon an order drawn by the city clerk by direction of the common council, and in no other manner whatever.

Sections of ordinances of 1842 repealed.

SEC. VI. That the fourth and fifth sections of an ordinance entitled, "An ordinance concerning assessors," and the fourth section of an ordinance entitled, "An ordinance concerning collectors," severally passed on the fourteenth day of February, A. D. 1842, be and the same are hereby repealed.

An ordinance concerning assessors and collectors.

Passed December 4, 1854.

BE IT ORDAINED AND ENACTED *by the Inhabitants of the City of Trenton, in Common Council assembled, and it is hereby enacted by the authority of the same—*

SEC. I. That the assesors of the several wards of the city of Trenton shall be entitled to receive as compensation for their services as such assessors, the following fees, to wit: the sum of five cents for each person's name inserted in their respective duplicates whose assessment shall be sustained by the commissioners of appeal in cases of taxation; and the further fees following, to wit: the assessors of the first and second wards, each, the amount of three-quarters of a dollar per centum upon the amount of assessments entered in their respective duplicates which shall be sustained by the commissioners of appeal aforesaid; the assessor of the third ward, one and a half dollars per centum upon the amount of assessments entered in his duplicate and sustained as aforesaid; and the assessors of the fourth and fifth wards, the amount of one per centum upon the amount of assessments entered in their duplicates and sustained as aforesaid; and each assessor the sum of six cents for each dog tax entered in his duplicate and sustained as aforesaid. Fees of assessors.

SEC. II. That the collectors of the several wards of the city of Trenton shall be entitled to receive, as compensation for their services as such collectors, the following fees, to wit: the sum of six cents for each person's name on the respective duplicates in the hands of such collectors whose tax shall be collected by such collectors; and the further fees following, to wit: the collectors of the first and second wards, each, one dollar per centum upon the amount collected by each upon his duplicate; the collector of the third ward, the amount of two dollars per centum upon the amount collected by him upon his duplicate; and the collectors of the fourth and fifth wards, the sum of one and a half dollars per centum upon the amount collected by each upon his duplicate; and each collector the sum of eight cents for each dog tax by him collected upon his duplicate. Fees of collectors.

SEC. III. That the time for the collectors to make a return of their duplicates to the magistrate shall be on the first Monday of August, in each year, instead of the fourth Monday of August, as heretofore. Delinquents to be returned first Monday in August.

Sec. IV. That all ordinances and parts of ordinances inconsistent and conflicting with the provisions of this ordinance be and the same are hereby repealed.

An ordinance to authorize Ogden D. Wilkinson and Ogden W. Blackfan to construct a railroad, crossing over Willow street, at its intersection with the Delaware and Raritan Canal feeder.

Passed October 17, 1856.

Be it ordained and enacted *by the Inhabitants of the City of Trenton, in Common Council assembled, and it is hereby enacted by the authority of the same—*

That Ogden D. Wilkinson and Ogden W. Blackfan, and their assigns, are hereby authorized and empowered to construct and operate a railroad across Willow street, at or near the southerly end of the bridge over the feeder of the Delaware and Raritan canal, where the same intersects said street, to connect the Belvidere Delaware railroad, or a spur therefrom, with the present coal yard of said Wilkinson and Blackfan; *provided*, that said road shall be constructed upon the present grade of Willow street, as nearly as may be, under the supervision of the city surveyor; that said railroad shall be so maintained and operated as not to interfere with the travel on said street; that whenever the city may alter the grade of Willow street the owners of said railroad shall alter the grade thereof to conform to the altered grade of said street, and that whenever the common council may consider said railroad incompatible with the public interest they may order the same to be removed.

An ordinance to authorize the Belvidere Delaware Railroad Company to lower the grade of their railroad where it where it crosses Calhoun's lane.

Passed November 10, 1856.

BE IT ORDAINED AND ENACTED *by the Inhabitants of the City of Trenton, in Common Council assembled, and it is hereby enacted by the authority of the same—*

SEC. I. That the Belvidere Delaware Railroad Company be and they are hereby authorized to lower the grade of their railroad, where it crosses Calhoun's lane, to the depth of three feet below the present grade, upon the following conditions, to wit: *First*, that the said company shall erect, with good and suitable materials, and for ever keep up and maintain in good order and safe condition, a bridge, at least twenty feet wide, over said railroad, at its intersection with said Calhoun's lane; *provided*, that whenever said Calhoun's lane shall be graded to the city grade, the said Belvidere Delaware Railroad Company shall cause said bridge to be widened to the full width of said Calhoun's lane. *Second*, that said company shall fill up a good and sufficient roadway on said Calhoun's lane, each way, from the floor of said bridge, with a fall to the present grade, which the city surveyor shall approve, not greater than nine feet to one hundred and sixty feet. *Third*, that the said company shall fill up or excavate, as the case may require, the said Calhoun's lane, and all other streets connecting therewith, to the new grades which may be rendered necessary in the opinion of the city surveyor by the change of the grade of said Calhoun's lane. *Fourth*, that if the common council shall hereafter cause said Calhoun's lane to be widened, then said bridge and filling on said Calhoun's lane shall be extended by the company to the full width of the street, as so widened. *Fifth*, that said company shall cause the surface covering of said filling on Calhoun's lane, as the same may be at first made or afterwards widened, to be of good hard gravel to the depth of at least one foot; and should it at any time be found necessary, in the opinion of the common council, for the proper preservation of said altered grade of Calhoun's lane, to pave the roadway or gutters thereof, said paving shall be done by said company, on demand of the council.

Company may lower grade of railroad.

SEC. II. That the city surveyor, with the engineer of said railroad company, shall make a report in writing, under their hands,

City surveyor to report grade.

to the common council, as soon as practicable, of the grade of said railroad, as hereby authorized to be altered, showing its deviation from the original grade, to the end that a perpetual record of the same may be preserved.

ERRATA.

Page 121, in the 1st line, the word "the" should be "ten."

Page 44, the ordinance to vacate "road leading to Beatty's ferry" was passed February 17, 1849.

Page 47, in section 2, 6th line, the word "pivot" should be inserted before "bridge."

Page 117, section 8, 9th line from top of page, the words "fifty-four" should be "forty-four."

Page 60, 6th line of section 1, should be "first" day, &c., instead of "fifth."

Page 112, 2d line, section 1, read "hosemen" for "hose."

Page 67, the ordinance for grading, &c., Union and other streets was passed May 8, 1854.

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By ordinance, passed April 7, 1851, sidewalks are to be curbed, paved, &c., on either side of Warren street, from its head to sixty-eight feet north of middle of creek bridge; either side of Greene, from its head to wooden floor of creek bridge; either side of Montgomery, from Perry to wooden floor of creek bridge; west side of Stockton, between Academy and State; west side of Willow, between Pennington road and Spring street; east side of Willow, between Tucker street and the feeder; north side of Washington, between Warren and Lodge alley; north side of Front, between Stockton and Montgomery; either side of Front, between Montgomery and Willow; either side of State, between the canal and Calhoun's lane; either side of Hanover, between Stockton and Warren; either side of Academy street, between Stockton and Greene; either side of Perry, between Stockton and Warren; south side of Spring street, between Willow and west line of Claflin's lot; north side of Spring, between Willow street and west line of Murphy's lot; either side of Pennington road, between Warren street and Calhoun's lane, p. 55, § 1.

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Delaware street, by ordinance March 6, 1854, either side, from State to water power, to be curbed; pavement to be ten feet wide, of brick; cartways, how paved; street committee to mark the grade, p. 67.

General ordinance, passed July 22, 1856.—Sidewalks to be paved, curbed, &c., as directed by this ordinance, p. 142, § 1; to be raised or lowered to suit grades fixed by present surveyor; pitch of pavement, from one, to a quarter of an inch; surveyor to set grade stakes, fees, two cents a foot, paid by owner, 2; curbstones to be smooth dressed; how set; distances may be changed by street committee and surveyor; dimensions of curbstones; cartways may be paved with boulders; when present curbstones to be removed, p. 143, 3; brick or flagstones to be used for paving; where no dwelling house, pavement need be only six feet wide; cartways crossing pavement, how paved, p. 144, 4; worn out pavements to be repaved on notice of committee; what sufficient notice, p. 144, 5; penalty for not repaving, 5, 6; street committee to report delinquencies to council, 7.

By ordinance, passed July 22, 1856, sidewalks on either side of Lamberton street, from Philadelphia and Trenton railroad to Federal street; either side of Centre, from Federal street to the southerly end of Centre; either side of Ferry street, from Broad to water power; either side of Bridge, from Centre to Broad; either side of Tucker, from Willow to Warren; either side of Rose, from New Brunswick turnpike to feeder; the south side of Factory, from Broad to Lamberton; the southwesterly side of Broad, from Ferry to canal; materials and work to be as prescribed in general ordinance (p. 140), p. 145, § 1; northeasterly side of Broad, from Ferry to canal, to be curbed and gravelled only, 2; pavement on east side of Centre, from Market street, in Sixth ward, to White horse road, may be fourteen and a half feet wide, 3; street committee to superintend the work, 4; penalty for noncompliance of owners of lots in thirty days, 5.

Lots exempted from paving.—The wharf lot at intersection of Willow street and canal feeder exempted from ordinance to curb, pave, &c., passed September 1, 1851, on condition that sidewalks be paved like cartways; flagstones to be laid, and size, p. 60; council may repeal when lot not used as wharf, 2.

Foundry lot on east side of Decatur street exempt from ordinance passed September 1, 1851; owner to pave in sixty days like cartways, p. 72.

Vault.—H. B. Chumar authorized to construct vault under street at No. 12 East State street, p. 83; depth at his option; east and west walls not to extend beyond his house; not to extend more than eight feet outside of curbing; arch and walls to be satisfactory to street committee; street over vault to be restored by party to its original condition; to be constructed under direc-

tion of street committee; when declared dangerous by council to be removed, 7; not to interfere with water or gas pipes without consent, p. 84, 8.

SWINE, GOATS, &c.—Swine, goats, or sheep not to run at large or trespass, and penalty, p. 131, § 1; pound keeper to be appointed, p. 132, 2; pound to be provided, and animals how disposed of, 3; proceedings in case owner does not appear; excess of sale, when to be paid owner, 4; penalty on pound keeper for neglect, 5; penalty for obstructing pound keeper or breaking pound, 6.

Penalty for suffering swine, &c., to run at large reduced to one dollar, p. 133.

TAVERNS.—Licenses to be delivered to treasurer, p. 135; to be by him delivered upon payment of assessment, 2.

TREASURER.—Salary; stationery allowed, p. 140; to give bond for $15,000.

TREES, SHADE.—Twenty-first section of ordinance concerning streets, &c., passed March 7, 1842, repealed, p. 117, § 1; proceedings in case tree deemed a nuisance, 2; penalty for destroying or injuring trees, 3; duty of officers to prevent tying of horses to trees, &c., 4.

WATER WORKS.—See Loans, p. 127.

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